



THE NAGALAND GAZETTE

PUBLISHED BY AUTHORITY
FIRST PUBLISHED IN DECEMBER, 1963

No.24 Kohima, Tuesday, March 31, 2020

Chaitra 11, 1942 (Saka)

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PART-I**NOTIFICATION****Dated Kohima, the 5th March, 2020.**

No.GM-1/ESTT-198/2019:: In the interest of public service, the Governor of Nagaland is pleased to order officiating promotion to the following officer of the Geology & Mining Department w.e.f the date of taking over charge.

1. Shri **S. Manen**, Joint Director to the post of **Director** in the Pay **Level-18 (₹123600-198300)** of the Pay Matrix plus all other allowances as are admissible under the Rules in force from time to time vice Shri **T. Mar Imchen**, Director, Geology & Mining retired.

This has the clearance of the P&AR Department vide **U.O No.974** dated **02/03/2020**.

The promotion is on officiating basis subject to regularization by the Departmental Promotion Committee (DPC).

Sd/-

AMENTOLI ANAR, NCS

Under Secretary to the Govt. of Nagaland.

NOTIFICATION**Dated Kohima, the 5th March, 2020**

No.GM-1/ESTT-141/2015/250:: In the interest of public service, the Governor of Nagaland is pleased to order officiating promotion to the following officer of the Geology & Mining Department w.e.f the date of taking over charge.

1. Shri **C. Pangertemjen**, Chemist to the post of **Joint Director (Chemical)** in the Pay **Level-16 (₹79900-193700)** of the Pay Matrix plus all other allowances as are admissible under the Rules in force from time to time vice Shri **I. Apok**, Joint Director (Chemical), Geology & Mining retired.

This has the clearance of the P&AR Department vide **U.O No.992** dated **05/03/2020**.

The promotion is on officiating basis subject to regularization by the Departmental Promotion Committee (DPC).

Sd/-

AMENTOLI ANAR, NCS

Under Secretary to the Government of Nagaland.

NOTIFICATION**Dated Kohima, the 03rd March, 2020.**

NO. HTE/13-4/2017(Pt) : In the interest of Public service, the Governor of Nagaland is pleased to transfer Shri. Gegin Dimngel, Librarian, Zisaji Presidency College, Kiphire and posted at Wangkhao Govt. College, against the new post creation vacancy with immediate effect.

Sd/-

NUNGSANGMENLA IMCHEN
Joint Secretary to the Govt. of Nagaland

NOTIFICATION**Dated Kohima, the 11th March, 2020.**

NO.VETY/EST-220/2000 (Pt): In the interest of public service, the Governor of Nagaland is pleased to order transfer and posting of the following officer under the Department of Animal Husbandry & Veterinary Services, Nagaland, **w.e.f 31st Oct 2019** as indicated below:

Sl No	Name of the officer	To be transferred and posted as	Remarks
1	Dr. Rokozo Dolie	Attached to Directorate as Joint Director	Temporary attachment

- The officer's pay and allowances will be drawn from the Directorate of AH&VS till further orders

Sd/-**CHISI THOU**

Addl. Secretary to the Govt. of Nagaland

NOTIFICATION**Dated Kohima, the 24th February, 2020.**

NO.IDB/NIDC-8/88/496:: On the recommendation of the Board of Directors, Nagaland Industrial Development Corporation (NIDC) and in the interest of public service, the Governor of Nagaland is pleased to appoint Shri P Zuvito Waths Sema to the post of Managing Director in the scale of pay of Rs. 37400-67000/- with grade pay of Rs. 8900/- and all allowances as applicable under rules from time to time with effect from the date of assuming charge.

Sd/-

JOHN TSULISE SANGTAM
Principal Secretary to the Govt. of Nagaland

NOTIFICATION**Dated Kohima, the 16th March, 2020.**

No.HFW(A)/10/5/2014/195:: In the interest of public service, the Governor of Nagaland is pleased to order transfer and posting of the below mentioned Food Safety Officers, under Health & Family Welfare Department against the place indicated below.

Sl/No	Name	Designation	Place of posting	Transferred to	Remarks
1	Shri Zhohu Puro	F.S.O	C.M.O, Tuensang	C.M.O Phek	F.S.O Phek shall hold additional charge of Kiphire District under FSSA Kohima Zone.
2	Smti.Sukumlo Yanthan	F.S.O	C.M.O, Zunheboto		F.S.O Zunheboto shall hold additional charge of Tuensang District under FSSA Mokokchung Zone

Sd/-

NOUNE-Ü KIRE

Under Secretary to the Government of Nagaland.

NOTIFICATION**Dated Kohima, the 13th March, 2020.**

NO.TRSM/ESTT-1/4/2018/1066:: In the interest of public service, the Governor of Nagaland is pleased to order officiating promotion of Ms. Keduosie-ü Metha, Deputy Director, Class I (Gazetted) to the post of Joint Director, Class-I (Gazetted) in the Pay Level 16 (79900-193700) subject to the following conditions.

1. The officiating promotion shall be effective only from the date of taking over charge to the post of Joint Director.
2. This is issued with the clearance of P&AR Department vide their U.O. No.956 dated 25/02/2020.
3. The officiating Promotion is subject to regularisation by the DPC in due course of time.

Sd/-

B. HENOK BUCHEM

Deputy Secretary to the Government of Nagaland.

NOTIFICATION**Dated Kohima, the 29th February, 2020.**

I&C/ESTT-18/219/366:: On the recommendation of the Departmental Promotion Committee dated 28/02/2020, the Governor of Nagaland is pleased to order the promotions of the Officers to the posts and dates indicated as given below:-

Sl. No	Name	Present Post	Promoted to
1.	Shri Kakugha V. Sema	Superintendent (Economic Plant)	Assistant Director (E.P.) w.e.f. 28/02/2020
2.	Shri M.T. Among	Field Inspector (Economic Plant)	Superintendent (E.P.) w.e.f. 28/02/2020
3.	Shri K. Kivito Sumi	Field Inspector (Economic Plant)	Superintendent (E.P.) w.e.f. 28/02/2020

Sd/-

IMSUTOLA

Under Secretary to the Government of Nagaland.

NOTIFICATION**Dated Kohima, the 16th March, 2020.**

NO.IPR/PUB-1/12/122/98/554:: On the recommendation of the Nagaland Public Service Commission vide letter No. NPSC/C-13/2010 (Pt-1) dated 10.01.2020, the Governor of Nagaland is pleased to order the appointment of Shri. Wepre Kronu to the post of Assistant Public Relations Officer (Class II Gazetted) under the establishment of Information & Public Relations Department in the Pay Level – 11 (40800-129200) with Grade Pay Rs 4400/-p.m) plus all other allowances as are admissible under Rules from time to time in Nagaland with immediate effect.

2. The Officer shall be under probation for a period of 2 (two) years as provided under Rule 16 of the Nagaland Information & Public Relations Service Rules 2013.
3. The Officer will remain attached to the Directorate of Information & Public Relations Office till further order is issued

Sd/-**PETER CHAWANG**

Under Secretary to the Government of Nagaland.

NOTIFICATION**Dated Kohima, the 18th March, 2020**

NO.NRE/ESTT-2/67/2012:: On recommendation of the Nagaland Public Service Commission and in the interest of the public service, the Governor of Nagaland is pleased to appoint Er. Sheanyu Konyak to the post of Junior Engineer (Electrical), Class-II Gazetted in the Department of New & Renewable Energy in the scale of Pay Level-11 of Pay Matrix with Grade pay of Rs.4400 p.m plus other allowances as are admissible under the rules in force from time to time w.e.f. the date of joining.

2. The candidate shall be on probation for a period of 2 years w.e.f the date of joining.
3. Other conditions of service not stipulated in this notification shall be governed by the relevant rules/orders being issued from time to time.
4. This appointment order is provisional and subject to verification of character & antecedents. In case of false declaration/ wrong information, the provisional appointment will be cancelled forthwith and other criminal/legal action shall be initiated.
5. Formal appointment order will be issued on receipt of the duly verified character & antecedent reports.

S/d-**KEVIZELIE NUH**

Under Secretary to the Government of Nagaland

PART-IIA**NOTIFICATION**

Date Kohima, the 24th February, 2020.

NO.IDB/GEN/7-3/18/490:: In pursuant to the provisions contained in the Nagaland Retirement from Public Employment (Second Amendment) Act, 2009, the Governor of Nagaland is pleased to amend the entries contained in Regulation 34(c) 4(1) of the Nagaland Khadi and Village Industries Board Regulations, 1988 and substitute it with the following words-

Regulation 34(c) 4(1): "All employees of the Board (other than honorary workers) shall hold office for a term of 35 (thirty five) years from the date of joining or until he/she attains the age of 60 (sixty) years, whichever is earlier, and shall retire from service on the afternoon of the last day of the month on which he/she completes 35 years of service or attains 60 years of age as the case may be.

Provided that when the date of joining or the date of birth of an employee of the Board falls on the first day of the month, he/she shall retire from service on the afternoon of the last day of the previous month."

This Regulation shall come into force from the date of issue of the Notification.

Sd/-

JOHN TSULISE SANGTAM

Joint Secretary to the Government of Nagaland.

NOTIFICATION

Dated Kohima, the 16th Mar.2020

NO:HR/ESTT-SR/94: In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor of Nagaland is pleased to make following rules regulating the recruitment and condition of service in respect of the Nagaland Horticulture Service , Gazetted and Non-Gazetted.

1. These Rules shall be called the Nagaland Horticulture Service Rules, 2019.
2. They shall come in force from the date of publication in the Nagaland, Gazette.

This is issued with the concurrence of P&AR Department vide U.O No 514 dated 11-09-2019, Vetting of Law Department vide U.O No 649 dated 20-09-2019 and NPSC Vide U.O.No 324 dated 23-10-2019 and approval of the Cabinet O.M No CAB-2/2013 dated 14th January 2020.

Sd/-

K.TSAPONGLA SANGTAM

Under Secretary to the Govt. of Nagaland

**GOVERNMENT OF NAGALAND
HORTICULTURE DEPARTMENT**

NOTIFICATION

Dated Kohima the 13th January, 2020

NO.HR/ESTT-SR/94: In exercise of the power conferred by the Provisions of Article – 309 of the Constitution of India, the Governor of Nagaland is pleased to make the following Rules, regulating the method of recruitment and the conditions of service of persons appointed to Nagaland Horticulture Service, Gazetted and Non-Gazetted.

1. SHORT TITLE AND COMMENCEMENT

- a) These Rules may be called the “**Nagaland Horticulture Service Rules, 2019**”
- b) These rules shall come into force from the date of Notification.

2. DEFINITION

In these Rules, unless the subject or context otherwise requires –

- a) '**Appointing Authority**' means Governor of Nagaland in respect of Class I and Class II (Gazetted) posts and Head of Department in respect of Class III (Non-Gazetted) posts of the Service.
- b) '**Constitution**' means the Constitution of India.
- c) '**Commission**' means the Nagaland Public Service Commission.
- d) '**Committee**' means either of the Committees in accordance with Sub-Rules A (a) or B (a) of Rule –11 as the case may be.
- e) '**Governor**' means the Governor of Nagaland.
- f) '**Government**' means the Government of Nagaland.
- g) '**Gazette**' means the Nagaland Gazette.
- h) '**Head of Office**' means the authority empowered by the Governor to act as such under the Rules.
- i) '**Head of Department**' means the Director of Horticulture.

- j) **'Member of Service'** means a member of the Nagaland Horticulture Service recruited to the service both Gazetted and Non-gazetted, either before or after commencement of these Rules.
- k) **'Secretary'** means the Principal Secretary/ Commissioner & Secretary/Secretary to the Government of Nagaland in Horticulture Department.
- l) **'Service'** means the Nagaland Horticulture Service (Class I and Class II) and Nagaland Subordinate Horticultural Service (Class III).
- m) **'Scheduled Caste and Scheduled Tribe'** shall have the same meaning as in Clause (24) and (25) of the Article 366 of the Indian Constitution.
- n) **'Schedules'** means the schedules appended to the Rules.
- o) **'State'** means the State of Nagaland.
- p) **'University'** means the Universities recognized by the Government of Nagaland (Mentioned in Schedule-III)
- q) **'Year'** means the English Calendar Year.

3. APPLICATION

These Rules shall apply to the posts specified in Schedule – I hereto annexed.

4. CONSTITUTION OF SERVICE

The Service shall consist of the following persons, namely:

- i) Persons who at the commencement of these Rules are holding substantively the posts specified in these Schedules.
- ii) Persons recruited to the Service before the commencement of these Rules and
- iii) Persons recruited to the Service in accordance with the provisions of these Rules.

5. CLASSIFICATION, SCALE OF PAY AND STRENGTH OF SERVICE

The classification of the Service, the scale of pay attached thereto

and the number of posts, whether permanent or temporary as on the date of Notification of these Rules included in the Service shall be as specified in Schedule- I.

Provided that the Government may from time to time, add to or reduce the number of posts included in the Service either in the permanent or temporary basis.

The Service shall be classified as follows:

A. NAGALAND HORTICULTURE SERVICE

a.	Group A	Special Selection Grade	Director
b.	Group A	Higher Selection Grade	Additional Director
c.	Group A	Selection Grade	Joint Director
d.	Group A	Senior Grade	Deputy Director, District Horticulture Officer, Fruit Technological Officer.
e.	Group A	Junior Grade	Horticulture Officer, Research Officer, Sub Divisional Horticulture Officer, Subject Matter Specialist, Biotechnologist.
f.	Group B	Junior Grade	Assistant Horticulture Officer

B. NAGALAND SUBORDINATE HORTICULTURAL SERVICE

a.	Group C	Senior Grade	Horticulture Inspector , Fruit Technological Assistant .
b.	Group C	Junior Grade	Horticulture Extension Assistant

6. RECRUITMENT

The Method of recruitment, qualifications and other matters connected therewith shall be as specified in Schedule – II.

7. DIRECT RECRUITMENT

A. Recruitment to posts within the purview of the Commission

- (a) The Head of the Department shall submit requisitions in duplicate as per the forms/format so prescribed, to the Commission through the Administrative Department.
- (b) The Commission, then, shall advertise the post for conduct of a written-examination or interview or both, at such time and place as may be prescribed in the advertisement, to recommend candidate in order of merit for appointment against the posts equal to the vacancies advertised.
- (c) A candidate must apply before such date, in such manner and in such form as the Commission may prescribe.
- (d) The Commission shall prepare a list of all candidates who have qualified in the written-examination or interview or both in order of merit, which shall be determined in accordance with the aggregate- marks obtained by each candidate.
- (e) In the event of two or more candidates obtaining equal marks, the Commission shall arrange them in order of their relative date of birth whereby the one older in age shall be placed above the junior.
- (f) In preparing the list of qualified candidates, the Commission shall first indicate the name of qualified tribal candidates of the indigenous inhabitants of the State of Nagaland against the vacancies reserved for them, and the list shall be subsequently forwarded to the Appointing authority and published in the Nagaland Gazette.
- (g) The merit-list drawn by the Commission shall remain valid for a period of 6(six) months from the date of declaration of the results by the Commission.
- (h) The Commission shall also maintain a confidential waiting-list of the candidates not exceeding 25% of the posts advertised, subject to minimum of 01 (one) person, which shall remain valid for 6(six) months only from the date of declaration of results by the Commission and shall lapse thereafter.

- (i) The names of the candidates in the waiting-list shall be made available to the Appointing Authority on request, for the sole and only purpose of filling such vacancies which had arisen on account of refusal or inability of any candidates in the merit-list to accept the post so offered to them, and for no other reasons.
- (j) The inclusion of a person's name in the list of successful candidates shall not confer any rights on him or her unless the Appointing Authority is satisfied, after such enquiry as may be considered necessary, that the person is suitable in all respect for appointment to the Service.

B. Recruitment to post outside the purview of the Commission

- (a) In respect of Direct-recruitment to post falling outside the purview of the Commission, the recruitment-examination shall be arranged by the Head of Department in accordance with the rules/ procedures and syllabus as may be prescribed by the Government from time to time.
- (b) The Head of Department shall arrange the names of all candidates in order of merit and appointments shall be made in order of the names appearing in the merit list, subject to sub-rule (c) of this Rule.
- (c) The inclusion of a person's name in the list of successful candidates shall not confer any rights on him or her unless the Appointing Authority is satisfied, after such enquiry as may be considered necessary, that the person is suitable in all respect for appointment to the Service.
- (d) The merit-list drawn by the Head of Department shall remain valid for a period of 6 (six) months from the date of declaration of the results.
- (e) The Head of Department shall also maintain a confidential waiting-list of the candidates not exceeding 25% of the post advertised, subject to minimum of 01 (one) person, which shall remain valid for 6(six) months only from the date of declaration of results and shall lapse thereafter.

- (f) The persons in the waiting-list shall be appointed only against such vacancies which may arise due to refusal or inability of any candidates in the merit-list to accept the post so offered to them, and for no other reasons.

8. ELIGIBILITY CRITERIA FOR DIRECT RECRUITMENT

- a) **AGE:** The age of a candidate for Direct recruitment to the Service under Rule 7, shall not be less than 21 years, and not more than 30 years, as on the first day of the year in which the recruitment is held. The upper age limit is relaxable by 5 (five) years in case of candidates belonging to the Scheduled Tribes/Scheduled Castes or in accordance with the general or special orders issued by the Government on this behalf from time to time. However, for General candidates, the upper age limit will be 30 years only. Further, age concession for serving Government employees will be allowed, the equal number of years they are in service subject to a maximum of 5 years.
- b) **EDUCATIONAL QUALIFICATION:** A candidate for appointment to the service as prescribed in Schedule - II shall hold a minimum educational qualification of a degree in B.Sc (Horti) or B.Sc (Agri) from any of the Government of Nagaland recognized Universities given in Schedule – III.
- c) **CHARACTER:** A candidate shall produce before the Commission/ Appointing Authority, a certificate of good character from:
- i. The Vice Chancellor/ Principal or Academic Officer of the University or College in which he/she last studied.
 - ii. Antecedent Certificate from the Local Police Station under whose jurisdiction, the candidate presently resides.

- d) **PHYSICAL FITNESS:** A candidate should be of sound health, both mentally and physically, and be free from organic defects or bodily infirmity likely to interfere with efficient performance of his/her duties. A candidate for direct recruitment shall be required to undergo medical examination by a Medical Board or such other Medical authority as may be prescribed by the Government before final appointment to the Service.

The decision of the Commission/ Appointing Authority as to the eligibility or otherwise of a candidate for admission/selection to the examination/interview shall be final and no candidate to whom, certificate of admission has not been issued by the Commission/Appointing Authority shall not be admitted to the examination/interview by the Commission/Appointing Authority.

9. DISQUALIFICATION FOR EXAMINATION OR INTERVIEW

Any attempt on the part of a candidate to obtain support for his/her candidature by any means, shall deem to disqualify him/her for admission/selection to the examination/interview by the Commission/Appointing Authority.

10. PENALTY FOR MISCONDUCT

A candidate who is or has been declared by the Commission /Appointing Authority guilty of impersonating or of submitting fabricated document or document(s) which has/have been tampered with or of making statement (s) which is/are incorrect or false or suppressing materials/information or of using or attempting to use unfair means in the examination hall /interview or otherwise resorting to any irregular or improper means for obtaining admission to the examination /interview or misbehaviour in the examination/interview, in addition to rendering himself/herself liable to criminal prosecution.

- a) Be debarred permanently or for specific period,

- i. By the Commission from admission to any examination or appearance at any interview held by the Commission for selection; and
 - ii. By the Government from employment under them.
- b) Be liable to disciplinary action under the appropriate Rules, if he/she is already in the Service under the Government.

11. RECRUITMENT BY PROMOTION

A. PROMOTION TO GROUP 'A' AND GROUP 'B' POSTS

- (a) There shall be a Departmental Promotion Committee for consideration of promotion to Group 'A' and Group 'B' posts, comprising of the following:

- | | | |
|--------------------------------------------------------------------------|---|-----------|
| 1. Chairman, NPSC | : | Chairman |
| 2. One member from the NPSC
to be nominated by the Chairman
(NPSC) | : | Member |
| 3. The Chief Secretary,
Nagaland, or his nominee | : | Member |
| 4. Administrative Head (P & AR) | : | Member |
| 5. Administrative Head (Horticulture) | : | Member |
| 6. Head of Department | : | Secretary |

- (b) Provided that when promotion is to be made to the post of Head of Department, the Administrative Head of the Department shall act as the member-Secretary and the Head of Department shall not be included in the Committee.
- (c) The proceedings of the Committee shall be valid if attended by 03 (three) or more members, including one each from amongst serial number 1 & serial number 2, serial number 3 & serial number 4 and serial number 5 & serial number 6.
- (d) The Head of Department, for the purpose of filling up any vacancies on promotion, shall furnish the following particulars in the prescribed proforma in respect of the eligible

Officials along with his comments, if any, to the Administrative Department.

- i) Final and undisputed Seniority-List of the Cadre from which promotion is to be sanctioned, containing at least twice as many names as the number of existing vacancies.
 - ii) Dossiers of the Officials concerned.
 - iii) Annual Performance Assessment Report for the 05 (five) consecutive preceding years.
 - iv) Vigilance Clearance
 - v) Integrity Certificate
 - vi) Year-wise break-up of the vacancies
 - vii) Order of confirmation in services.
 - viii) Service Rules
 - ix) Any other documents considered relevant
- (e) Upon receipt of the above list from the Head of Department, the Administrative Department shall furnish such particulars along with comments, if any, and other relevant documents as may be necessary, to the Commission.
- (f) The Committee, when called upon by the Commission, shall meet and prepare a list of Officials equal to the number of vacancies, in order of preference, to be filled by promotion.
- (g) The selection shall be based on seniority-cum-merit and in every case where a junior member of the Service is selected in preference over their senior in that Service, the Committee shall record in writing the reason thereof for such successions.
- (h) The select-list, duly approved by the Committee, shall be forwarded to the Administrative Department along with all the papers/ documents received under sub-rule (d), provided that in the event of any lapse in the conduct or performance of duties on the part of any of the persons in the select-list, the Appointing Authority may, if so deemed fit, remove such

persons from the select-list in consultation with the Commission.

- (i) The select-list shall be valid for a period of 1 (one) year from the date of its approval by the Committee and all vacancies arising in the Cadre during that period and intended to be accommodated by promotion shall be filled from the select-list only.

B. PROMOTION TO GROUP 'C' AND GROUP 'D' POSTS

- (a) All appointments by promotion to Group 'C' and Group 'D' posts which do not fall within the purview of the Commission, except for the purpose of Direct-recruitment, shall be considered by a Departmental Promotion Committee consisting of the following:

1. Head of Department : Chairman
2. Representative from the Administrative Department not below the rank of Under Secretary : Member
3. Representative from the P & AR Department not below the rank of Under Secretary : Member
4. An Official from the Directorate not below the rank of Deputy Director : Secretary

- (b) The Appointing Authority shall call upon the Committee to select from amongst the eligible members of the Service, indicating the number of vacancies to be filled by promotion and shall simultaneously furnish to the Committee with the following:

- i) Final and undisputed Seniority-List of the Cadre from which promotion is to be sanctioned, containing at least twice as many names as the number of existing vacancies;
- ii) Dossiers of the Officials concerned;
- iii) Annual Performance Assessment Report for the 05 (five) consecutive preceding years

- iv) Vigilance Clearance
 - v) Integrity Certificate
 - vi) Year-wise break-up of the vacancies
 - vii) Order of confirmation in services
 - viii) Any other documents considered relevant
- (c) The Committee, then, shall prepare a select-list of officials equal to the number of vacancies, in order of preference, to be filled by promotion on the basis of seniority-cum-merit and in every case where a junior member of the Service is selected in preference to his senior in that Service, the Committee shall record in writing the reasons for such supersession.
- (d) The select-list shall be valid for a period of 1(one) year from the date of its approval by the Committee and all vacancies arising in the Cadre during that period and intended to be accommodated by promotion shall be filled from the select-list only.

12. DISQUALIFICATION FOR APPOINTMENT

- i. No person shall be qualified for the appointment to the service unless he/she is a citizen of India as defined in Article 5 to 8 of the Constitution and others there under.
- ii. No person who has more than one wife living or who having a spouse living, married in any case in which such marriage is void by reason of its taking place during the life of such spouse, shall not be eligible for appointment to the Service. That if any candidate who is governed by any other law recognized by the Government and if such person is allowed to marry more than one wife at a time by such law and if the candidate can produce a certificate to this effect signed by a magistrate, not below the rank of first class magistrate, he shall not be disqualified for appointment by reason of such marriage.

Further, if any person after joining the Government service under these rules marries again when the first wife is still living and divorce or separation has not taken place, the person shall be immediately discharged from service, unless such person is governed by first provision of this Rule.

- iii. A candidate who is already in Government service or in the service of a statutory body shall not be appointed unless a release certificate or no-objection certificate from the Government or employer, as the case may be, is furnished.

13. DEPUTATION

A member of the Service may be required to serve on any post in deputation for a specified period if required in the interest of the public service.

14. TRANSFER AND POSTING

- a) A member of the service appointed to any of the posts shall be liable to serve anywhere in Nagaland or to any other Department of the Government on attachment or Deputation, if so required in the interest of the public service. In such case, the member of the service shall not have any right to challenge or complain against such posting or transfer.
- b) A member of the service shall further be governed by the transfer and posting policy of the Department which shall be notified by the Government from time to time.

15. PROBATION

- a. Person(s) appointed direct to the service vide Sub-Rule (A) and (B) of Rule - 7 shall be on probation for a period of 1 (one) year, provided that the Appointing Authority may, if he thinks fit in any case or cases, extend the period of probation for a further period not exceeding one year.
- b. The Appointing Authority may, by serving one month's notice in writing, dispense with the service of a probationer if

during or at the end of probation or extended period thereof, the probationer is considered to be unfit for permanent appointment or if he fails to make sufficient use of the opportunity given for training or otherwise fails to perform satisfactorily during or at the end of the period of probation, or fails to pass the Departmental examination, if any, or if he fails to comply with any of the provisions of these rules.

- c. The probationer shall not be entitled to any compensation in the event of his/her service being dispensed with under Sub-rule (b) above.
- d. During the period of probation, a person may be required to undergo such course of training and instruction and to assess such examination and test as the competent authority may think fit as a condition for successful completion of probationary period.
- e. The period of probation completed successfully shall be counted in full as qualifying service for all purpose.

16. APPOINTMENT TO THE SERVICE

- i. All appointments to the service shall be made by the respective Appointing Authority and no such appointment shall be made except after selection by any one of the methods specified in Rule – 7 & Rule – 11.
- ii. A person appointed under Sub-Rule (A) and (B) of Rule – 7 shall join within 30 days from the receipt of the order or offer of appointment failing which, and unless the Appointing Authority extends the period, which shall not exceed two months, either the appointment shall be cancelled or the person shall be disqualified or the person shall lose his/her seniority under Rule -17.
- iii. Appointments made under Rule 7(A) shall be made in the order of merit list prepared and forwarded by the Commission.
- iv. Appointments made under Rule 7 (B) shall be made in the order of the names appearing in the merit list prepared by the Committee under Rule 11 (A) & (B).

17. SENIORITY

Seniority in a cadre shall normally be determined with reference to the Date of joining in that Cadre, provided that:

- a) The seniority of the promotees shall be determined in the order of preference given by the Departmental Promotion Committee.
- b) Seniority of persons appointed vide Rule 7 (A) and (B) shall be determined in accordance with their position in the merit list provided that, if the person did not join the service within one month from the date of issue of the offer of appointment or within the period specified or within the period of extension of joining time offered, he/she shall rank below those who joined before him/her.
- c) If in a calendar year, recruitment to a particular grade/post is done partly by Departmental promotion and partly by direct recruitment, the Departmental promotee shall rank senior to the direct recruits on the basis of relation of vacancies on ratio-proportional basis as given in Schedule – II.
- d) There shall be a seniority list prepared grade-wise every year consisting of the names of all members of the service in order of seniority, which shall be duly published and circulated among members of the Service.

18. INCENTIVE FOR HIGHER QUALIFICATION

The grant of incentives to a member of the Service in possession of higher qualifications shall be regulated by the provisions envisaged in Office Memorandum No. AR-3/Gen-204/2009 dated 17-6-2014, as amended from time to time.

19. TECHNICAL ALLOWANCE FOR WORKING IN RESEARCH CENTRES/LABORATORIES/FARMS

Members of the services working in Research Centres/Laboratories and farms shall be entitled to technical allowances in the following rates:

- i. ₹ 1000 /- p.m. for Gazetted Officers
- ii. ₹ 500 /p.m for Non-gazetted staff.

20. CONFIRMATION

- a. Where a person on probation completes the period of probation successfully to the satisfaction of the Appointing Authority, such a person shall be eligible for confirmation, provided he/she is considered fit for confirmation in consideration of all other aspects and conditions as may be prescribed by the Government from time to time.
- b. Confirmation in service will be done only once in the service of an employee i.e. in the entry grade of the Cadre.

21. TRAINING/DEPARTMENTAL EXAMINATION

The Government may prescribe from time to time, courses/trainings/examinations etc. to undergo, for specialized categories of employees such as Fruit Technological Officer/ Biotechnologist/ Fruit Technological Assistant etc. Unless the member of the service pass successfully/complete such courses/training/examination, he/she will not be considered for confirmation to that post.

22. CADRE REVIEW

All matters related to the number of posts in various grade of the service, the addition of any post to, or removal of any post from the cadre of the service, and any other matter specified in the Schedule – II, shall be reviewed from time to time by a Cadre Review Committee to be constituted in consultation with the P & AR Department.

23. MISCELLANEOUS PROVISIONS

Except as provided in these Rules, all matters relating to pay, allowances, leave, pension, discipline and other conditions of service not specifically provided for in these Rules, shall be regulated by General Rules, regulations and orders issued under Article 309 of the Constitution, or continued to be in force under Article 372 of the Constitution governing such matters.

24. INTERPRETATION

If any question arises relating to the interpretation of these Rules, it shall be referred to the Government whose decision thereon (in consultation with the P & AR Department) shall be final.

25. RESERVATION OF POST

There shall be reservation for the backward tribes of the State as well as persons with disabilities at the entry level to be filled through recruitment, to the extent and in the manner laid down by the State Government from time to time.

Provided that in the case of reservation for Backward Tribes, if no candidate is available from a particular backward tribe whose turn has come on the roster, the vacancy shall not be filled by a candidate belonging to any other tribes.

Provided further that if no candidate from a particular backward tribe is available for filling the vacancy earmarked for the backward tribe in the roster, such vacancy shall be treated as "backlog vacancy" and the process for filling such "backlog vacancy" shall be carried out as under:

- (i) The "backlog vacancy" shall be announced in the subsequent recruitment along with other vacancies (called the 'current vacancies').
- (ii) The 'current vacancies' shall be treated as one group and the 'backlog vacancies' as a separate group.
- (iii) Such 'backlog vacancies', earmarked earlier for a particular Backward tribe shall be carried forward in the ensuing recruitments till the same are ultimately filled up by the candidates from that particular Backward tribe only.

26. REVIEW OF SERVICE

An Official's service, on attaining the age of 50 (fifty) years or 55 (fifty five) years shall be reviewed as provided under fundamental Rule 56(J).

27. REPEAL AND SAVING

The Nagaland Agricultural Service Rules 1976 with its amendments and any Rules corresponding to these Rules that are

in force immediately before commencement of these Rules are hereby repealed in matters covered by these Rules.

Provided that any order made or action taken under these Rules so repealed, shall be deemed to have been made or taken valid under the corresponding provision of these Rules.

By order and in the name of the Governor of Nagaland.

Sd/-

Y. KIKHETO SEMA, IAS

Commissioner & Secretary to the Government of Nagaland
Department of Horticulture
Nagaland: Kohima

SCHEDULE - I
VIDE RULE - 5

SL. NO	GRADE OF POST	NAME OF POST	PAY MATRIX	NO. OF POSTS AS ON 01-04-2018		
				Permanent	Temporary	Total
1	2	3	4	5	6	7
1.	Special Selection Grade (Group A)	Director	Level - 18	1		1
2.	Higher Selection Grade (Group A)	Additional Director	Level - 17	1		1
3.	Selection Grade (Group A)	Joint Director	Level - 16	2		2
4.	Senior Grade (Group A)	Deputy Director, District Horticulture Officer, Fruit Technological Officer, Horticulture Officer, Research Officer, Sub Divisional Horticulture Officer, Subject Matter Specialist, Biotechnologist.	Level - 15	15		15
5.	Junior Grade (Group A)		Level - 13	16		16
6.	Junior Grade (Group B)	Assistant Horticulture Officer	Level - 11	21		21
7.	Senior Grade (Group C)	Horticulture Inspector, Fruit Technological Assistant.	Level - 8	29		29
8.	Junior Grade (Group C)	Horticulture Extension Assistant	Level - 5	36		36
			Total	121		121

Schedule -I: Classification, scale of pay and strength of service in accordance to the Cadre Review 2018

**SCHEDULE-II
VIDE RULE-6**

SL No.	Name of the Post	Percentage of the post to be filled up		Qualifying years for promotion to the next higher grade	Eligibility and other criteria for promotion
		Direct recruitment	Departmental promotion		
1	2	3	4	5	6
A. NAGALAND HORTICULTURE SERVICE					
Group A					
a) Special Selection Grade					
	Director of Horticulture	Not applicable	100%	Not applicable	The post shall be filled up from amongst the members of Nagaland Horticulture Service (Group A Service) in the rank of Additional Director, who holds B.Sc (Hort/Agri) degree or above, and who had put a minimum of 1 (One) year of continuous service in the rank of Addl. Director & Joint Director combined.
b) Higher Selection Grade					
	Additional Director of Horticulture	Not applicable	100%	1 (One) Year	The post shall be filled up from amongst the members of Nagaland Horticulture Service (Group A Service) in the rank of Joint Director, who holds B.Sc (Hort/Agri) degree or above, and who had put in not less than 3 (three) years of continuous service in the rank of Joint Director and Deputy Director combined on the basis of seniority-cum-merit basis.
c) Selection Grade					
	Joint Director of Horticulture	Not applicable	100%	3 (three) Years	The post shall be filled up from amongst the members of Nagaland Horticulture Service (Group A Service) in the rank of Deputy Director, who holds B.Sc (Hort/Agri) degree or above, and who had put in not less than 3 (three) years of continuous service in that rank on the basis of seniority-cum-merit basis.

Sl. No.	Name of the Post	Percentage of the post to be filled up		Qualifying years for promotion to the next higher grade	Eligibility and other criteria for promotion
		Direct recruitment	Departmental promotion		
1	2	3	4	5	6
	d) Senior Grade				
	Deputy Director of Horticulture/District Horticulture Officer/ Fruit Technological Officer	Not applicable	100%	3 (Three) years	The post shall be filled up from amongst the members of Nagaland Horticulture Service (Group A Service Junior Grade) in the rank of Horticulture Officer, who holds B.Sc (Hort/Agri) degree or above, and who had put in not less than 5 (five) years of continuous service in that rank on the basis of seniority-cum-merit basis.
	e) Junior Grade				
	Horticulture Officer/ Sub Divisional Horticulture Officer/ Subject Matter Specialist/ Research Officer/Biotechnologist	Not applicable	100%	5 (Five) years	The post shall be filled up by promotion from amongst the members of the Nagaland Horticulture Service (Group B Service) Senior Grade on the principle of seniority-cum-merit. 50% of the vacant post shall be filled up by promotion from amongst the members of the Nagaland Horticulture Service (Group B Service) Senior Grade and possessing B.Sc (Hort/Agri) degree or above who have rendered not less than 5 (five) years of continuous service in that grade on the principle of seniority-cum-merit. 50% of the vacant post shall be filled up by promotion from amongst the members of the Nagaland Horticulture Service (Group B Service) Senior Grade and possessing IETC Diploma certificate who have rendered not less than 5 (five) years of continuous service in that grade on the principle of seniority-cum-merit. On the retirement of all the present IETC Diploma certificate holders, the reservation policy of vacant posts for the IETC Diploma certificate holders shall stand reserved to be filled up through Departmental promotion from amongst the members possessing B.Sc (Hort/Agri) degree and above.

SL. No.	Name of the Post	Percentage of the post to be filled up		Qualifying years for promotion to the next higher grade	Eligibility and other criteria for promotion
		Direct recruitment	Departmental promotion		
1	2	3	4	5	6

Group B**a) Senior Grade**

Assistant Horticulture Officer

5 (five) years

Not applicable 100%

50% of the vacant post shall be filled up by promotion from amongst the members of the Nagaland Horticulture Service (Group C Service) Senior Grade and possessing B.Sc (Hort/Agri) degree or above who have rendered not less than 5 (five) years of continuous service in that grade on the principle of seniority-cum-merit.

50% of the vacant post shall be filled up by promotion from amongst the members of the Nagaland Horticulture Service (Group C Service) Senior Grade and possessing IETC Diploma certificate who have rendered not less than 5 (five) years of continuous service in that grade on the principle of seniority-cum-merit.

On the retirement of all the present IETC Diploma certificate holders, the reservation policy of vacant posts for the IETC Diploma certificate holders shall stand reserved to be filled up through Departmental promotion from amongst the members possessing B.Sc (Hort/Agri) degree and above.

B. NAGALAND SUBORDINATE HORTICULTURAL SERVICE**Group C****a) Senior Grade**Horticulture Inspector/
Fruit Technological
Assistant

5 (five) years

50% 50%

50% of the vacant Posts shall be filled up through direct recruitment by the NPSC. The minimum qualification for direct recruitment through NPSC is B.Sc (Hort/Agri) degree or above from a University recognized by the Nagaland State Government as specified in Schedule-III. In case of tie, the

Sl. No.	Name of the Post	Percentage of the post to be filled up		Qualifying years for promotion to the next higher grade	Eligibility and other criteria for promotion
		Direct recruitment	Departmental promotion		
1	2	3	4	5	6
					<p>candidate with B.Sc (Hort) shall be given preference over B.Sc (Agri).</p> <p>25% of the vacant post shall be filled up by promotion from amongst the members of the Nagaland Horticulture Service (Group B Service) Junior Grade and possessing B.Sc (Hort/Agri) degree or above who have rendered not less than 5 (five) years of continuous service in that grade on the principle of seniority-cum-merit.</p> <p>25% of the vacant post shall be filled up by promotion from amongst the members of the Nagaland Horticulture Service (Group B Service) Junior Grade and possessing IETC Diploma certificate who have rendered not less than 5 (five) years of continuous service in that grade on the principle of seniority-cum-merit.</p> <p>On the retirement of all the present IETC Diploma certificate holders, the reservation policy of vacant posts for the IETC Diploma certificate holders shall stand reserved to be filled up through Departmental promotion from amongst the members possessing B.Sc (Hort/Agri) degree and above.</p> <p>100% of the vacant posts shall be filled up through Direct recruitment by the Departmental recruitment Board through interview from amongst candidates possessing B.Sc Hort/Agri) degree from a recognized University approved by the State Government as specified in Schedule -III. In case of tie, the candidate with B.Sc (Hort) shall be given preference over B.Sc (Agri).</p>
	b) Junior Grade				
	Horticulture Extension Assistant	100%	Not applicable	5 (five) years	

SCHEDULE – III**See Rule – 2 (p)****LIST OF UNIVERSITIES APPROVED BY THE
GOVERNMENT OF NAGALAND****Universities in India:**

Any University incorporated by an Act of the Central or State Legislature in India.

English and Welsh Universities:

Universities at Birmingham, Bristol, Cambridge, Durham, Leeds, Liverpool, London, Manchester, Oxford, Reading, Sheffield and Wales.

Scottish Universities:

The Universities of Aberdeen, Edinburgh, Glasgow and St. Andrew.

Irish Universities:

The Universities of Dublin (Trinity College).
The National Universities of Dublin.
The Queen's University, Belfast.

Universities in Pakistan:

The University of Punjab.
The University of Sind.

University in Bangladesh:

The Dacca University

Universities in America:

The Universities of Harvard, Yale, Columbia and Michigan.

NOTIFICATION**Dated: Kohima, the 06th March, 2020.**

NO.HE/ESTT/2-6/2007(Pt) /// In pursuance to the Cabinet approval, the Governor of Nagaland is pleased to order creation of the following Class-1 Gazetted posts of Assistant Professor/Librarian in various subjects at various Government Colleges, a total of **42(forty two)** posts for the year **2019-20** with immediate effect.

(A) <u>DIMAPUR GOVERNMENT COLLEGE</u>				<u>SCALE OF PAY</u>
i)	Assistant Professor - Education	-1(one)		Rs. 15600-39100/-GP-6000/-
ii)	-do- - Sociology	-2(two)		-do-
iii)	-do- - Psychology	-2(two)		-do-
iv)	-do- - Political Science	-1(one)		-do-
	Total	- 6(six)		
(B) <u>FAZL ALI COLLEGE, MOKOKCHUNG</u>				
i)	Assistant Professor - English	- 1(one)		-do-
ii)	-do- - Sociology	- 1(one)		-do-
iii)	-do- - Ao	- 1(one)		-do-
	Total	- 3(three)		
(C) <u>KOHIMA COLLEGE, KOHIMA</u>				
i)	Assistant Professor - English	- 1(one)		-do-
ii)	-do- - History	- 1(one)		-do-
iii)	-do- - Education	- 1(one)		-do-
iv)	-do- - Sociology	- 3(three)		-do-
v)	-do- - Political Science	- 1(one)		-do-
v)	-do- - Commerce	- 2(two)		-do-
	Total	- 9(nine)		
(D) <u>KOHIMA SCIENCE COLLEGE(AUTONOMOUS), JOTSOMA</u>				
i)	Assistant Professor - Statistics	- 1(one)		-do-
	Total	- 1(one)		
(E) <u>MT. TIYI COLLEGE, WOHKA</u>				
i)	Assistant Professor - Education	- 1 (one)		-do-
ii)	-do- - Sociology	- 2 (two)		-do-
iii)	-do- - Economics	- 1 (one)		-do-
	Total	- 4 (four)		
(F) <u>PEREN GOVERNMENT COLLEGE, PEREN</u>				
i)	Assistant Professor - English	- 1(one)		-do-
ii)	-do- - Environmental Science-I	-1(one)		-do-
	Total	- 2(two)		
(G) <u>PFUTSERO GOVERNMENT COLLEGE, PFUTSERO</u>				
i)	Assistant Professor - Sociology	- 1 (one)		- do-
ii)	-do- - Economics	- 1 (one)		-do-
iii)	-do- - Environmental Science	- 1 (one)		-do-
	Total	- 3(three)		

(H) <u>PHEK GOVERNMENT COLLEGE, PHEK</u>			
i)	Assistant Professor - English	- 1 (one)	- do-
ii)	-do- - Tenyidie	- 1 (one)	-do-
iii)	Librarian	- 1 (one)	-do-
	Total	- 3(three)	
(I) <u>SAO CHANG COLLEGE, TUENSANG</u>			
i)	Librarian	-1(one)	-do-
	Total	- 1(one)	
(J) <u>STATE COLLEGE OF TEACHERS EDUCATION, KOHIMA</u>			
i)	Assistant Professor - Sociology of Education	-1(one)	-do-
ii)	-do- - Childhood Studies(Psychology)	- 1(one)	-do-
	Total	- 2(two)	
(K) <u>WANGKHAO GOVERNMENT COLLEGE, MON</u>			
i)	Assistant Professor - Environmental Science	-1(one)	-do-
	Total	- 1(one)	
(L) <u>YINGLI COLLEGE, LONGLENG</u>			
i)	Assistant Professor - English	- 1(one)	-do-
ii)	-do- - History	- 1(one)	-do-
iii)	-do- - Political Science	- 1(one)	-do-
	Total	- 3(three)	
(M) <u>ZISAJI PRESIDENCY COLLEGE, KIPHIRE</u>			
i)	Assistant Professor - Environmental Science	- 1(one)	-do-
	Total	- 1(one)	
(N) <u>ZUNHEBOTO GOVERNMENT COLLEGE</u>			
i)	Assistant Professor - History	- 1(one)	-do-
ii)	-do- - Education	- 1(one)	-do-
iii)	-do- - Geography	- 1(one)	-do-
	Total	- 3(three)	

1. The expenditure is debitable to the *Head of Account 2202-03-103-01-01 Govt. Colleges & Institutions 103(1) Government Colleges.*
2. This is "Non-plan" expenditure.
3. This issues with the clearance of P&AR Department vide their *U.O No.398 Dt. 24.08.17.* concurrence of the Finance Department vide *RFC/ESTT. No.32/24 Dt. 12.10.17* and approval of the Cabinet communicated vide Cabinet *OM CAB-2/2013 of dated 05.07.2018.*

Sd/-

NUNGSANGMENLA IMCHEN
Joint Secretary to the Govt. of Nagaland.

NOTIFICATION**Dated Kohima, the 6th March' 2020**

PHE-1/ESTT/108/2019(Pt-I): On the recommendation of the Departmental Promotion Committee meeting held on 28.02.2020 and in the interest of the public service, the Governor of Nagaland is pleased to regularize the service of the following officers as per the details given below:

Sl. No.	Name of the Officer	Designation	Remarks
1	Er. Repangyangba Lonkumer	Chief Engineer	Officiating promotion of Chief Engineer is regularized w.e.f 21.12.2019
2	Er. P.J. Khamniungan	S.E	i. Officiating promotion of Executive Engineer is regularized w.e.f 22.09.2004 ii. Officiating promotion of Superintending Engineer is regularized w.e.f 14.08.2017
3	Er. VikuosaKhape	E.E	Officiating promotion of Executive Engineer is regularized w.e.f 05.09.2012
4	Er. RokuovituoVizo	E.E.	Officiating promotion of Executive Engineer is regularized w.e.f 11.08.2017

Ministerial (Regularization)

Sl. No.	Name of the Officer	Designation	Remarks
1	Shri. T. Imkongiemba	Registrar	Officiating Promotion of Registrar is regularized w.e.f 19.12.2019
2	Smti. Sendongchila		i. Officiating Promotion of Asst. Suptd. is regularized w.e.f 08.12.2016 ii. Officiating Promotion of Suptd. is regularized w.e.f 28.02.2020
3	Shri. PausenPhom	Suptd.	Officiating Promotion of Suptd. is regularized w.e.f 19.12.2019
4	Smti. Angangla	Asstt. Suptd.	Officiating Promotion of Asstt. Suptd. is regularized w.e.f 19.12.2019
5	Smti. Vizekhono	Asstt. Suptd.	Officiating Promotion of Asstt. Suptd. is regularized w.e.f 19.12.2019
6	Smti. Khonuo		Officiating Promotion of Asstt. Suptd. is regularized w.e.f 29.07.2019
7	Smti. T. Apokla	DHA	i. Officiating Promotion of SDHA is regularized w.e.f 08.10.1998 ii. Officiating Promotion of DHA is regularized w.e.f 22.05.2007

Sd/-**MHATHUNG TUNGEOE**

Additional Secretary to the Government of Nagaland.

ORDER**NO.COP-1/67/PF/2020/213::****Dated Kohima the 16th March. 2020.**

In terms of Section 3(1) and 3(2) of the Nagaland Retirement from Public Employment (Second Amendment) Act 2009, which came into effect from 31st October 2009 in terms of Government of Nagaland, P & AR Department's Notification No. AR-3/GEN-174/2007(PT) dated 07-08-2009, the following employee of Government of Nagaland, serving under the Department of Co-operation, whose name and particular given below is hereby released.

Sl. No	Name of the Govt. Employee	Designation	Office and Place of Posting	Date of Birth	Date of Joining Govt. Service	Date of retirement	Remark
1	Smti. Sentila Ao	Head Assistant Senior.	ARCS Office, Phek.	05.10.1960	01.10.1986	31.10.2020	On completion of 60 years of age.

Sd/-**IKIEPWANG**

Under Secretary to the Govt. of Nagaland.

NOTIFICATION**Dated Kohima, the 29th February, 2020**

I&C/ESTT-18/2019/365:: On the recommendation of the Departmental Promotion Committee dated 28/02/2020, the Governor of Nagaland is pleased to order the regularization of officiating promotions of the Officers to the posts and dates indicated as given below:-

Sl. No	Name	Post	Regularized with effect from
1.	Shri T. Onenth Jamir	Assistant Director Deputy Director	14/05/2002 23/04/2013
2.	Smti. Bendangmenla	Assistant Director Deputy Director	14/05/2002 24/06/2013
3.	Shri N. Vikheho Aye	Assistant Director Deputy Director	23/07/2004 18/10/2013
4.	Shri T. Liopokwati Ao	Assistant Director Deputy Director	07/04/2004 20/02/2014
5.	Shri Nehumbemo Patton	Assistant Director Deputy Director	26/07/2004 20/02/2014
6.	Shri Sukhionlai Langthasa	Assistant Director Deputy Director	18/04/2007 06/06/2014
7.	Shri Yevukhu Chopy	Assistant Director Deputy Director	20/04/2007 18/06/2014
8.	Shri T. Chubamaong	Assistant Director Deputy Director	01/06/2007 20/11/2014
9.	Shri S. Imliwapang	Assistant Director Deputy Director	03/10/2007 17/12/2014

Sd/-**IMSUTOLA**

Under Secretary to the Government of Nagaland.

ORDER**NO.IDA/E(5)1/4/96/394::****Dated Kohima, 18th March, 2020**

In terms of Section 3(1) and Section 3(2) of the Nagaland Retirement from Public Employment (Second Amendment) Act, 2009 and in terms of Government of Nagaland, P&AR Department's Notification No. AR-3/Gen-174/2007 (Pt) Dated 7th August, 2009, **Smti. A. Kheveli Phucho**, Stenographer Grade-1, Industries and Commerce Department, Nagaland, is hereby released from service on completion of 35 years of service with effect from the date shown below.

SL.N O	Name & Designation	Place of posting	DOB	Date of entry into Govt. Service	Date of retirement	Remarks
1	Smt.A.Kheveli Phucho, Steno Gr-1	Directorate of Industries & Commerce	19/12/1967	16/08/1985	31/08/2020	On completion of 35 yrs continuous service

Sd/-**IMSUTOLA**

Under Secretary to the Govt. of Nagaland.

NOTIFICATION**Dated Kohima, the 18th March 2020.**

NO.TPT/MV/04/2020/310:: In exercise of powers conferred under Section 96 of the Motor Vehicles Act, 1988, the Governor of Nagaland is pleased to hereby accord approval for registration of vehicles for different categories of Taxis as at annexure enclosed.

The registering authority must ensure that the passenger capacity of the vehicles as at Annexure is duly specified in the registration certificate.

The registration of vehicles in the categories as described in the Annexure as stated above and the grant of permits shall be subject to the provisions of the Motor Vehicles Act, 1988 and the Central Motor vehicles Rules, 1989 and other orders and notifications issued by the Central and the State Government from time to time. Further, all seating arrangements shall be placed across the vehicle and facing towards the front only.

This Notification supersedes all other earlier notifications issued by the Government of Nagaland on the same matter.

Sd/-**A.ROBIN LOTH**

Secretary to the Govt. of Nagaland.

ANNEXURE

Sl.No	Make & Model	Seating Capacity	Category	Remarks
1	TATA Sumo & Sumo Gold	9+1	All India Tourist Taxi; All Nagaland Tourist Taxi; Regional Taxi.	
2	TATA Safari	7+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
3	TATA Indica	4+1	Regional Taxi; Local Taxi.	
4	TATA Movus	8+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
5	TATA Tiago	4+1	Regional Taxi; Local Taxi.	
6	TATA Aria	6+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
7	TATA Harrier	4+1	All India Tourist Taxi; All Nagaland Tourist Taxi	
8	TATA Tigor	4+1	Regional Taxi; Local Taxi	
9	TATA Hexa	6+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
10	TATA Nexon	4+1	Regional Taxi; Local Taxi.	
11	TATA Winger	9+1	All India Tourist Taxi; All Nagaland Tourist Taxi; Regional Taxi.	
12	TATA Altroz	4+1	Regional Taxi.	
13	Mahindra XUV 500	6+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
14	Mahindra XUV 300	4+1	Regional Taxi; Local Taxi	
15	Mahindra Scorpio	7+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
16	Mahindra Xylo	7+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
17	Mahindra Bolero	6+1	All India Tourist Taxi; All Nagaland Tourist Taxi; Regional Taxi.	
18	Mahindra KUV 100	4+1	Regional Taxi; Local Taxi.	
19	Mahindra TUV	4+1	All India Tourist Taxi; All Nagaland Tourist Taxi; Regional Taxi.	
20	Mahindra Marazzo	7+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
21	Mahindra Alturas	6+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
22	Mahindra Quanto	6+1	Regional Taxi; Local Taxi.	
23	Maruti Alto 800	4+1	Regional Taxi; Local Taxi.	
24	Maruti Alto K10	4+1	Regional Taxi; Local Taxi.	
25	Maruti Celerio	4+1	Regional Taxi; Local Taxi.	
26	Maruti Eeco	4+1	Regional Taxi; Local Taxi.	

27	Maruti Eeco	6+1	Regional Taxi; Local Taxi.	
28	Maruti Omni Van	4+1	Regional Taxi; Local Taxi.	
29	Maruti Dzire	4+1	Regional Taxi; Local Taxi.	
33	Maruti Swift	4+1	Regional Taxi; Local Taxi.	
31	Maruti Vitara Breeza	4+1	All Nagaland Tourist Taxi; Regional Taxi	
32	Maruti Baleno	4+1	All Nagaland Tourist Taxi; Regional Taxi	
33	Maruti Ciaz	4+1	All Nagaland Tourist Taxi; Regional Taxi	
34	Maruti Ritz	4+1	Regional Taxi; Local Taxi.	
35	Maruti Ertiga	4+1	All Nagaland Tourist Taxi; Regional Taxi.	
36	Maruti Ertiga	6+1	All Nagaland Tourist Taxi; Regional Taxi.	
37	Maruti Ignis	4+1	Regional Taxi; Local Taxi.	
38	Maruti S.Presso	4+1	Regional Taxi; Local Taxi.	
39	Maruti S-Cross	4+1	All Nagaland Tourist Taxi; Regional Taxi	
40	Hyundai Eon	4+1	Regional Taxi; Local Taxi.	
41	Hyundai i10 & i10 Grand	4+1	Regional Taxi; Local Taxi.	
42	Hyundai i20	4+1	All Nagaland Tourist Taxi; Regional Taxi	
43	Hyundai Aura	4+1	All Nagaland Tourist Taxi; Regional Taxi	
44	Hyundai Venue	4+1	All Nagaland Tourist Taxi; Regional Taxi	
45	Hyundai Santro	4+1	Regional Taxi; Local Taxi.	
46	Hyundai Tucson	4+1	All Nagaland Tourist Taxi; Regional Taxi	
47	Hyundai Elantra	4+1	All Nagaland Tourist Taxi; Regional Taxi	
48	Hyundai Verna	4+1	All Nagaland Tourist Taxi; Regional Taxi.	
49	Hyundai Creta	4+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
50	Toyota Etios	4+1	All Nagaland Tourist Taxi; Regional Taxi	
51	Toyota Etios Liva	4+1	Regional Taxi; Local Taxi.	
52	Toyota Glanza	4+1	Regional Taxi; Local Taxi	
53	Toyota Corola Altis	4+1	All Nagaland Tourist Taxi; Regional Taxi	
54	Toyota Etios Cross	4+1	Regional Taxi; Local Taxi	
55	Toyota Innova	7+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
56	Toyota Fortuner	7+1	All India Tourist Taxi; All	

			Nagaland Tourist Taxi.	
57	Toyota Yaris	4+1	All Nagaland Tourist Taxi; Regional Taxi	
58	Datsun Go	4+1	Regional Taxi; Local Taxi.	
59	Datsun Redi-go	4+1	Regional Taxi; Local Taxi.	
60	Nissan Micra	4+1	Regional Taxi; Local Taxi.	
61	Nissan Kicks	4+1	Regional Taxi; Local Taxi.	
62	Nissan Terrano	4+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
63	Renault Kwid	4+1	Regional Taxi; Local Taxi	
64	Renault Pulse	4+1	Regional Taxi; Local Taxi	
65	Renault Lodgy	7+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
66	Renault Captur	4+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
67	Renault Duster	4+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	
68	Force Trax	7+1	All India Tourist Taxi; All Nagaland Tourist Taxi; Regional Taxi.	
69	Force Gurkha	5+1	All India Tourist Taxi; All Nagaland Tourist Taxi; Regional Taxi.	
70	Force One	6+1	All India Tourist Taxi; All Nagaland Tourist Taxi; Regional Taxi.	
71	Ford Eco Sports	4+1	All Nagaland Tourist Taxi; Regional Taxi.	
72	Ford Aspire	4+1	All Nagaland Tourist Taxi; Regional Taxi.	
73	Ford Figo	4+1	All Nagaland Tourist Taxi; Regional Taxi.	
74	Ford Freestyle	4+1	Regional Taxi; Local Taxi	
75	Ford Endeavour	6+1	All India Tourist Taxi; All Nagaland Tourist Taxi.	

Note: The seating capacity of the Motor Vehicles mentioned above should not vary with that specified by the original vehicle manufacturers.

CORRIGENDUM

Dated Kohima the, 16th March 2020.

NO.TPT/MV/01/2020/306:: n partial modification of this Department's notification of even No. dated 04.03.2020, section 1(a) is hereby amended and the word "Agricultural Tractors" is removed.

Sd/-

A. ROBIN LOTHIA

Secretary to the Government of Nagaland.

CORRIGENDUM**Dated Kohima, the 17th March 2020.**

NO.AHV/EST-1/7/2012 (Vol-I): In partial modification of this department letter of even number dated 13/02/2020, the posting of the officers mentioned below may be read as shown below:

- | | | |
|---------------------|---|----------------------------------------------------------------------------------|
| 1. Dr. Velilu Epao | : | Lecturer, VFATI |
| 2. Dr. Daniel Wotsa | : | VAS (PH) Wokha and attached to
Veterinary Dispensary, Pughoboto,
Zunheboto |

Sd/-**SHARON LONGCHARI**

Deputy Secretary to the Government of Nagaland.

NOTIFICATION**Dated Kohima the, 16th March, 2020 .**

NO. HTE/TE/1-3/07:: The Governor of Nagaland is pleased to confirm the service of Smti. G. Kahonili Sema, Asst. Superintendent on completion of all prescribed norms and on satisfactory performance under the Directorate of Technical Education w.e.f. the date of issue of this notification.

Sl. No.	Name and Designation	Pay Matrix	Post Creation Order No.
1.	Smti. G. Kahonili Sema, Asst. Superintendent	Level-11 (40800-129200)	NO.EDS(C)-29/85, dated 31.03.88

Sd/-**ANIMI LOTHIA**

Deputy Secretary to the Govt. of Nagaland

NOTIFICATION**Dated Kohima, the 11th March, 2020.**

NO. GAB-2/MKG/87/2007/73::In pursuance to the Personnel & Administrative Reforms (AR Branch) Notification No. AR-13/5/89 dated 31.03.2015, the Governor of Nagaland is pleased to upgrade Smti. Meyilemla under the establishment of Deputy Commissioner, Mokokchung from the post of District/Divisional Head Assistant to that of Head Assistant (Senior) (Class-II Gazetted) in the Pay Matrix Level-11 at 40,800-1,29,200/-P.M plus all other allowances as are admissible under the rules in force from time to time in Nagaland with immediate effect.

Sd/-**Dr. ZASEKUOLIE CHUSI, IAS.**

Addl. Secretary to the Govt. of Nagaland.

NOTIFICATION**Dated Kohima the, 13th March 2020.**

No. PHE-1/ESTT/115/2019/WC-8:: In the interest of Public Service the Governor of Nagaland is pleased to accord sanction for creation of **40** (forty) temporary posts under the Department of Public Health Engineering , Nagaland for regularisation and absorption of various categories of Work- charged and Casual Employees under the scheme for regularisation and Absorption of Work- charged and Casual Employees and Revision of Pay/ Wages vide **P & AR Department's O.M No. AR-3/GEN-201/2009, dated 17.03.2015** with the following conditions:

1. This is Non- Plan Expenditure.
2. A formal regularisation order of each incumbent shall be issued by the HOD, and shall clearly specify the terms and conditions of regularisation of service as per P & AR Department's O.M No. AR-3/GEN-201/2009, dated 17.03.2015.
3. All the incumbents and the retired employees who have completed 30 (Thirty) years or more continuous service with Scale Pay as on 01.01.2015 will be regularised by conversion of their posts into regular ones purely personal to them.
 - I. The post occupied by them on regularisation shall automatically stand abolished as and when they vacate the post on retirement, resignation, death etc.
 - II. The Past service rendered as work-charged/ Casual employee shall be counted towards length of service for the purpose of pension.
 - III. The period of service rendered as work-Charged/ Casual employee shall not be counted for the purpose of MACP.
4. Revision of Pay/ Wages of Work-charged employee will be regulated as per Section 2 of P & AR Department's O.M No. AR-3/GEN-201/2009, dated 17.03.2015.
5. That Pay and Allowances of the aforesaid incumbents is debitable to the Head of Account No. 2215-01-001-01- (02 – Execution), (01-Salaries), under Non- Plan Expenditure.

This is issued with approval of the Cabinet Vide **No. CAB-2/2013**, dated **06/03/2020** with the clearance of the P& AR Department (O&M Cell) vide **U.O. No. 606** dated **15/10/2019**, and concurrence of the Finance Department vide **RFC/ESTT No. 60/13** dated **05/11/2019**.

Sd/-**M.K. MERO**

Principal Secretary to the Government of Nagaland.

P & AR DEPARTMENT**(Organization & Method Branch)**

The matter has been examined and the following is conveyed:-

- a/ Clearance is accorded for creation of the following **40 (forty)** posts of different categories of different grades for facilitating the **regularization of 40 (forty)** work-charged employees who had completed 30 years or more continuous service subject to the under mentioned conditions:-

- Concurrence of the Finance Department.
- Recommendation of the Manpower Rationalization Committee.
- Approval of the Cabinet.
- The posts shall stand abolished as and when the incumbents vacate the same.

Sl. No.	Name of the post	No. of post to be created.	Name of the official with Division
1.	Fitter Gr. - II	04 (four)	i/ Rongsenangshi, Urban Division Dimapur ii/ Imnamdang, Urban Division Dimapur iii/ R. Rumba, Kiphire Division iv/ T. Yanglichu, Kiphire Division
2.	Bill Assistant	02 (two)	i/ Akongla, Imchen, Urban Division Dimapur ii/ Imtitzongzuk Ponger, Urban Division Dimapur
3.	Khalashi	12 (twelve)	i/ Amongla Ao, Urban Division Dimapur ii/ I. Akala Ao, Urban Division Dimapur iii/ Alu, Urban Division Dimapur iv/ Leiwang K. Mon Division v/ Neingulhou, Kohima Rural Division vi/ Avolie, Kohima Rural Division vii/ Khriengulie, Kohima Rural Division viii/ Nopal Angami, Kohima Rural Division ix/ Naongla, Tuensang Division x/ Athon Panmei, Phek Division xi/ Kuyelhu, Phek Division xii/ Neiselou Aggami, Dimapur Rural Division
4/	Jugali	08 (eight)	i/ Mephong, Mon Division ii/ Voho, Kohima Rural Division iii/ Atoho, Kiphire Division iv/ Yangsemong, Kiphire Division v/ Yangseli, Kiphire Division vi/ Resang, Phek Division vii/ Zumoyi, Phek Division viii/ Khatsoyi, Phek Division
5/	Fitter Helper	07 (seven)	i/ Ngabu Rengma, Kohima Rural Division ii/ Akhashe Tep, Kohima Rural Division iii/ T. Sepithsing, Kiphire Division iv/ Hekheye, Kiphire Division v/ Yangpise, Kiphire Division vi/ Yanghose, Kiphire Division vii/ Litsakyu, Kiphire Division
6	Surveyor Gr.-III	01 (one)	i/ Litenkokba Ao, Urban Division Division
7	Tracer	01 (one)	i/ Asangla, Urban Division Division
8	Controlman	01 (one)	i/ Lithrongse, Kiphire Division

9	Chowkidar	02 (two)	i/ Kiuthren, Kiphire Division ii/ Shongmo, Tuensang Division
10	Labour	02 (two)	i/ Shitoba, Kiphire Division ii/ K. B. MongkoTuensang Division
Total = 40 posts			40 officials

- b/ In respect of the following **05 (five)** work-charged officials, their case **cannot** be considered in terms of **Para – 1 (i)** of the **Office Memorandum** dated **17th March, 2015** since as per their initial appointment order they are **fixed paid** employees of the Department.

- i/ Zakievi Metha, Fitter Gr. – II, Urban Division Dimapur.
- ii/ Intikumla Ao, Jugali, Urban Division Dimapur.
- iii/ Mohan Bhagat, Jugal, Urban Division Dimapur.
- iv/ Tekasangla Ao, Khalashi, Urban Division Dimapur.
- v/ Sangzonliu, Khalashi, Peren Division.

This has the approval of the Commissioner & Secretary, Personnel and Administrative Reforms Department

Sd/-
RONGSENLEMBAM JAMIR
Additional Secretary to the Government of Nagaland.

FINANCE DEPARTMENT

The Department has examined the proposal and concurs the regularization of 40 Work-charged employees who have completed 30 years of continuous service as on 01.07.2018 under the establishment of the Office of the Chief Engineer, PHED, Nagaland, Kohima.

The details of the employees are indicated below:-

Sl. No	Post cleared for Regularisation	No. Of Post	Personal to	Pay Level
1	Khalasi	12	1. Amongla Ao, Urban Div Dmp 2. Akala Ao, Urban Div Dmp 3. Alu, Urban Div Dmp 4. Leiwang K, Mon Div 5. Neingulhou, Kma Rural Div 6. Avolie, Kma Div 7. Khriengulie, Kma Rural Div 8. Nopol Angami, Kma Rural Div 9. Naongla, Tuensang Div 10. Athon Panmei, Phek Div 11. Kuyelhu, Phek Div 12. Neiselou Angami, Dmp Rural Div	L-1

2	Fitter Gr.-II	04	1.Rongsenangshi, Urban Div Dmp 2.Imnamendang, Urban Div Dmp 3.R. Rumba, Kiphire Div 4.T. Yanglichho, Kiphire Div	L-3
3	Fitter Helper	07	1.Ngabu Rengma, Kma Rural Div 2.Akhashe Tep, Kma Rural Div 3.T. Sepithsing, Kiphire Div 4.Hekheye, Kiphire Div 5.Yangpise, Kiphire Div 6.Yanghoshe, Kiphire Div 7.Litsakyu, Kiphire Div	L-1
4	Controlman	01	1.Lithrongse, Kiphire Div	L-1
5	Jugali	08	1.Mephong, Mon Div 2.Voho, Kma Rural Div 3.Atoho, Kiphire Div 4.Yangsemong, Kiphire Div 5.Yangseli, Kiphire Div 6.Resang, Phek Div 7.Zumoyi Phek Div 8.Khatsoyi, Phek Div	L-1
6	Tracer	01	1.Asangla, Urban Div Dimapur	L-4
7	Chowkidar	02	1.Kuithren, Kiphire Div 2.Shongmo, Tuensang Div	L-1
8	Bill Assistant	02	1.Akongla Imchen Urban Div Dmp 2.Imtitongzuk Pongen, Urban Div Dmp	L-3
9	Surveyor Grade III	01	1.Litenkokba Ao, Urban Div Dmp	L-5
10	Labour	02	1.Shitoba, Kiphire Div 2.K.B Mongko Tuensang Div	L-1
	Total =	40		

Annual financial implication will be Rs. 93 lakh approximately.

This concurrence is subject to the following conditions:-

1. Recommendation of the Manpower Rationalization committee
2. Approval of the Cabinet
3. The post shall stand abolished as and when the incumbents vacate the same.

This has the approval of the Chief Secretary & Finance Commissioner, Nagaland.

This has been concurred vide RFC/ESTT. No. 60/13 dated 5/11/19.

Sd/-

AYANGLA LONGCHARI

Additional Secretary to the Govt. of Nagaland.

NOTIFICATION**Dated Kohima, the 3rd March, 2020.**

HFW-14/B-9/HIV-AIDS/2018/2009:: In exercise of the powers conferred by Section 49 read with Sections 23, 24 and 25 of the Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (Prevention And Control) Act 2017, the Governor of Nagaland is pleased to notify 'The Nagaland Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (Ombudsman and Legal Proceeding) Rule, 2019' with immediate effect.

Sd/-**KHONTHUNGO LOTHIA**

Deputy Secretary to the Government of Nagaland.

NOTIFICATION**Dated Kohima, the 4th March, 2020.****NO.MED-19/76/175::**

In the interest of public services, the Governor of Nagaland is pleased to depute **Dr.K.Vikato Kinimi, Joint Director as Project Director, NSACS** w.e.f 4/3/2020 under the following terms and conditions:-

TERMS AND CONDITIONS OF DEPUTATION:

1. Terms of Deputation : For all purposes, the terms of deputation shall be treated as on " Foreign Service."
2. Period of Deputation : The period of deputation will be for 3 (three) years
3. Scale of Pay : He will get the present scale of pay and personal pay if any, plus all other allowances as are admissible under Rules of the Department.
4. Deputation Duty Allowances : Since the deputation is within the same station, he shall be entitled to Deputation duty Allowance as per existing rules under ROP.
5. Accommodation : (a) He will continue to occupy the departmental Quarter if allotted to him, otherwise he will be entitled for House Rent Allowances as are admissible under Rules of the organization.
(b) If the officer is in occupation of Govt. quarter, may retain the quarter for which the organization shall pay standard License fee according to the plinth area and rates according the provision of Rules 15, read SR – 317 and Government of India decision *ibid*.
6. Medical Facilities : He will be entitled to Medical Allowances and other facilities as are admissible under the Rules of the organization.
7. Leave Salary and Pension Contribution : Incidence of Leave Salary and Pension contribution for the period of service in the organization shall be done by the organization

8. Joining pay and transfer T.A. : For the purpose of this, the Rules applicable to Nagaland State employees shall apply to him.
9. Pro-forma Promotion : He shall be entitled to the pro-forma promotion in his parent Department under the "Next below rule" on "one-for-one" principal under F.R. 110 to 122.
10. Promotions during the period of the deputation : Promotion to another post in the department will require prior concurrence of his parent department.
11. Retention of Vehicle : In case, officer is provided Government vehicle, may retain the same for which the organization shall pay to the Department towards depreciation of the vehicle to be worked out as per rules applicable.

Sd/-

NOUNE-U KIRE

Under Secretary to the Govt. of Nagaland.

NOTIFICATION

Dated Kohima, the 6th March, 2020.

NO.TPT/MV/02/2020/281:: In pursuance of the guidelines laid down by the Ministry of Road Transport and Highways vide Notifications NO.G.S.R.889(E), dated 16.09.2016; Notification NO.G.S.R.178(E), dated 20.02.2018 and in compliance to the judgement of the Hon'ble Supreme Court of India dated 24.10.2018, it is hereby notified that:

1. New motor vehicles conforming to emission standard Bharat Stage-IV, manufactured before the 1st April, 2020 shall not be sold or registered in the state w.e.f 01/04/2020.
2. New motor vehicles of "Category M"- a motor vehicle with at least four wheels used for carrying passengers & "Category N"- a motor vehicle with at least four wheels used for carrying goods which may also carry persons in addition to the goods and conforming to emission standard Bharat Stage-IV, manufactured before the 1st April, 2020 and sold in the form of drive away chassis, shall not be sold or registered in the State w.e.f 01/04/2020.

The vehicle owners who do not register vehicles as stated above shall be penalized as per provisions of the Motor Vehicles Act, 1988.

Sd/-

KENILO APON, IAS

Commissioner & Secretary to the Govt. of Nagaland.

NOTIFICATION**Dated Kohima, the 6th March, 2020.**

NO.LAW/SC-1428/19:: In exercise of the powers conferred by Section 32(1) of the Protection of Children from Sexual Offences Act, 2012 (No.32 of 2012), the Governor of Nagaland is pleased to designate Smti. Imlimongla, Government Pleader-cum-Assistant Public Prosecutor (Retainer) as Special Prosecutor to deal exclusively with POCSO related cases under the provision of "the Protection of Children from Sexual Offences Act, 2012".

Sd/-

RHONTHUNGO ANDREAS

Under Secretary to the Government of Nagaland.

NOTIFICATION**Dated Kohima, the 07th March, 2020.**

NO.HTE/13-5/2019 :: In continuation to this Department Notification of *even No. dated 08.03.2019*, the Governor of Nagaland is pleased to extend the temporary transfer of Smti. Zhavituo-ii, Assistant Professor(Education), Mount Tiyi College, Wokha and posted at State College of Teacher Education(*SCTE*), Kohima against the vacancy of Shri. Hekishe Sema, Acting Principal, *SCTE*, Kohima which expired on **07.03.2020** for a further period of *1(one)* year with immediate effect under the same terms and conditions.

Sd/-

NUNGSANGMENLA IMCHEN

Joint Secretary to the Govt. of Nagaland

ORDER**Dated Kohima, the 4th march 2020.**

NO.IRR/ESTT/PF-10/2018/795 :: In terms of section 3 (I) and section 3 (2) of the Nagaland Retirement from Public Employment (Second Amendment), Act, 2009 which came into effect from 31st October, 2009 in terms of Government of Nagaland, P & AR Department's Notification No AR-3/GEN-174/2007 (Pt) dated 20th August 2009, the under mentioned officer serving under the Department of Water Resource whose particulars given below is hereby released from duty with effect from the dates indicated below on completion of 35 years of service.

Sl. No	Name of the Govt. employee	Designation	Office & Place of Posting	Date of Birth	Date of Joining Govt. Service	Date of release on completion of 35 yrs of Service	Date of release on attaining the age of 60 yrs.
1	2	3	4	5	6	7	8
1	Shri. Onglingaku	Head Assistant (Sr)	EE Tuensang	31-03-1965	11-06-1985	30-06-2020	-

Sd/-

T. WATI AIER

Joint Secretary to the Govt. of Nagaland.

RELEASE ORDER**Dated Kohima, the 7th March, 2020.**

NO.AR-3/GEN-147/2005 (pt): In the Interest of the Public Service, the Governor of Nagaland is pleased to order premature repatriation of the deputation service of Shri. Webilo Chirhah, Superintendent, from the office of Nagaland Information Commission in order to join his parent cadre NSS as Section Officer with immediate effect.

Sd/-

LIVITOLI SUKHALU, NCS,

Under Secretary to the Government of Nagaland

NOTIFICATION**NO. TPT/RAIL-1/98/283::****Dated Kohima, the 7th March, 2020**

In partial modification of Notification NO.TPT/RAIL-1/98/129 dated 11/07/2018 and in pursuance of letter NO.Z/6/0/ PT.XXXII (Reconstitution), the Governor is pleased to nominate the below listed Legislators and Official as representative of the State Government in **Divisional Railway Users' Consultative Committees (DRUCC)** on N.F. Railway.

Sl.NO.	Nomination for	State Legislator (Name, Address, contact No. & E-mail Address)	State Govt.Official (Name,Address,Contact NO. & E-mail address)
1	Nagaland State Govt. Representative for DRUCC Lumding Division.	Shri Tovihoto Ayemi, Advisor, Power, Nagaland Civil Secretariat, Kohima-797004 Contact No: 0370-2270018 (O) 9436002195 (M) E-mail: toviaye@yahoo.com	General Manager, Nagaland State Transport (NST) Dimapur -797112 Contact: 9402832443 E-mail: pongrilotha@gmail.com
2	Nagaland State Govt. Representative for DRUCC Tinsukia Division	Er. Zale Neikha, Advisor, Youth Resource & Sports, Nagaland Civil Secretariat, Kohima-797004 Contact: 0370-2270102 (O) 8974824338 (M) E-mail : zaleneikha@gmail.com	General Manager, Nagaland State Transport (NST) Dimapur -797112 Contact: 9402832443 E-mail: pongrilotha@gmail.com

Sd/-

RENBEMO KITHAN

Commissioner & Secretary to the Govt. of Nagaland.

NOTIFICATION**Dated Kohima the 5th March 2020**

NO. PWR/ESTT-09/14/ 534 :: As per Clause (3) of this Department's notification of even number Dated 18/02/2020 and consequent upon the retirement of Er. Vitoshe K. Rochill, Chief Engineer (C) from service on superannuation w.e.f. 29/02/2020, released vide notification No. PWR/ESTT-26/495 Dated 26/02/2020, the Governor of Nagaland is pleased to restore the upgraded post of Chief Engineer (C) to its substantive grade as Additional Chief Engineer (C) in Level 17 (₹. 102000-195500/-) of the Pay Matrix with immediate effect.

Sd/-

SEDEVIKHO KHRO

Secretary to the Government of Nagaland

NOTIFICATION**Dated Kohima, the 13th March, 2020.**

No. PHE/ESTT-361/96 (Pt-1) 2017:: In the interest of Public Service the Governor of Nagaland is pleased to accord sanction for creation of **15** (fifteen) temporary posts under the Department of Public Health Engineering , Nagaland for regularisation and absorption of various categories of Work- charged and Casual Employees under the scheme for regularisation and Absorption of Work- charged and Casual Employees and Revision of Pay/ Wages vide **P & AR Department's O.M No. AR-3/GEN-201/2009, dated 17.03.2015** with the following conditions:

1. This is Non- Plan Expenditure.
2. A formal regularisation order of each incumbent shall be issued by the HOD, and shall clearly specify the terms and conditions of regularisation of service as per P & AR Department's O.M No. AR-3/GEN-201/2009, dated 17.03.2015.
3. All the incumbents and the retired employees who have completed 30 (Thirty) years or more continuous service with Scale Pay as on 01.01.2015 will be regularised by conversion of their posts into regular ones purely personal to them.
 - I. The post occupied by them on regularisation shall automatically stand abolished as and when they vacate the post on retirement, resignation, death etc.
 - II. The Past service rendered as work-charged/ Casual employee shall be counted towards length of service for the purpose of pension.
 - III. The period of service rendered as work-Charged/ Casual employee shall not be counted for the purpose of MACP.
4. Revision of Pay/ Wages of Work-charged employee will be regulated as per Section 2 of P & AR Department's O.M No. AR-3/GEN-201/2009, dated 17.03.2015.
5. That Pay and Allowances of the aforesaid incumbents is debitable to the Head of Account No. 2215-01-001-01- (02 – Execution), (01-Salaries), under Non- Plan Expenditure.

This is issued with approval of the Cabinet Vide **No. CAB-2/2013**, dated **06/03/2020** with the clearance of the P& AR Department (O&M Cell) vide **U.O. No. 573** dated **27/09/2019**, and concurrence of the Finance Department vide **RFC/ESTT No. 60/12** dated **11/10/2019**.

Sd/-

M.K. MERO

Principal Secretary to the Government of Nagaland.

P & AR DEPARTMENT**Organisation & Method Cell)**

1/ The matter has been re-examined and we convey our clearance for creation of the following **15 (fifteen) posts** of different categories of different grades for facilitating the **regularization of 15 (fifteen)** work-charged employees who had completed 30 years or more continuous service.

Sl. No.	Name of the Post	No. of cleared Post for creation	Name of the official with Division
1.	Jugali	05 (Five)	i/ Moanungsang, Dimapur Urban Division ii/ Yetoze, Zunheboto Division. iii/ Khetoli, Zunheboto Division. iv/ Izhevi Sema, Zunheboto Division. v/ N. Bamching Phom, Longleng Division
2	Fitter Grade-II	03 (Three)	i/ Katoshe, Dimapur Urban Division ii/ C. Thungtimongba, Tuensang Division iii/ Tekasashi, Mokokchung Division
3	Chowkidar	01 (One)	i/ Tsintsumong, Tuensang Division
4	Fitter Helper	01 (One)	i/ Khetovi, Kiphire Division
5	Khalashi	05 (Five)	i/ Z Shitoli, Dimapur Urban Division ii/ Vitoli Sema, Dimapur Urban Division iii/ Bendangnungsang, Mokokchung Division iv/ Wongtochu Chang, Tuensang Division v/ Supongla Ao, Store Division Dimapur
Total= 15 Posts			15 officials

2/ Further, our clearance is subject to the under mentioned condition:-

- i. Concurrence of the Finance Department.
- ii. Recommendation of the Manpower Rationalization Committee
- iii. Approval of the Cabinet.
- iv. The posts shall stand abolished as and when the incumbents vacate the same.

This has the approval of the Commissioner & Secretary, Personnel and Administrative Reforms department.

Sd/-

RONGSENLEMBAM JAMIR

Additional Secretary to the Government of Nagaland.

Finance Department

The Department has examined the proposal and concurs the regularisation of 15 work-charged employees who have completed 30 years of continuous service as on 01/05/2015 and 01/07/2016 under the establishment of the office of the Chief Engineer, PHED, Nagaland, Kohima.

The details of the 15 employees are indicated below:

Sl. No	Post cleared for Creation	No Of Post	Personal Attached to	Pay Level
1	Jugali	05 (Five)	1. Moanunsang, Dimapur Urban Division 2. Yetoshe, Zunheboto Div 3. Khetoli, Zunheboto Div 4. Izhevi Sema, Zunheboto Div 5. N Bamching Rhom, Longleng Div	L - 1
2	Fitter Grade II	03 (Three)	1. Katoshe, Dimapur Urban Div 2. C. Thungtimongba, Tuensang Div 3. Tekasashi, Mokokchung Div	L - 3
3	Chowkidar	01 (one)	1. Tsintsumong, Tuensang Div	L - 1
4	Fitter Helper	01 (One)	1. Khetovi, Kiphire Div	L - 1
5	Khalashi	05 (Five)	1. Z. Shitoli, Dimapur Urban Div 2. Vitoli Sema Dmp Urban Div 3. Bendangnungsang, Mokokchung Div 4. Wongtochu Chang, Tuensang Div 5. Supongla Ao, Store Dimapur Div	L - 1
	Total=	15		

Annual financial implication will be Rupees 25 Lakh approximately

This concurrence is subject to the following conditions:

- 1) Recommendation of the Manpower Rationalization Committee
- 2) Approval of the Cabinet
- 3) The posts shall stand abolished as and when the incumbents vacate the same.

This has the approval of the Chief Secretary & Finance Commissioner, Nagaland.

This has been concurred vide RFC/ESTT. NO. 60/12 dated 11/10/19

Sd/-

AYANGLA LONGCHARI

Additional Secretary to the Govt. of Nagaland

NOTIFICATION**Dated Kohima, the 6th March, 2020.****Extention of time limit for obtaining Inner Line Permit by another 60 (sixty) days in the District of Dimapur.**

NO.CON-3/PAP/65/10:: In continuation of the notification of even number dated 9th of December 2019, extending the Inner Line to cover the entire District of Dimapur, the Governor of Nagaland is pleased to extend the time limit for obtaining the Inner Line permit by every Non-Indigenous person who is settled or has entered on or after 21/11/1979 and before 09/12/2019, the area of District of Dimapur, which was not earlier covered under Inner Line; by another sixty (60) days beyond 09/03/2020 in public interest.

2. All other terms and conditions of the aforesaid Notification dated 9th of December 2019 shall remain unchanged.

Sd/-**NCHUMBEMO**

Deputy Secretary to the Govt. of Nagaland.

NOTIFICATION**Dated Kohima, the 7th March, 2020.**

NO.PWR/ESTT-69/17/542:: In the interest of the public service, the Governor of Nagaland is pleased to allow Er. Visekholie Nakhro, Superintending Engineer (Civil Circle), Kohima to take temporary charge of Additional Chief Engineer (Civil), O/o Chief Engineer (T&G), Kohima with immediate effect in addition to his normal duties till the vacancy is filled on promotion.

Sd/-**NAROLA IMTI**Under Secretary to the Government of
Nagaland,**NOTIFICATION****Dated Kohima, the 26th May, 2015.**

FOR/GEN-4/2014: With a vision to establish as a high quality and unique ecotourism destination while addressing rural poverty alleviation, income generation, promote nature conservation and protection of natural heritage of both flora & fauna, the Government of Nagaland is pleased to adopt the Nagaland Eco-Tourism Policy, 2015.

Sd/-**IMTIENLA AO**

Secretary to the Government of Nagaland.

NOTIFICATION**Dated Kohima, the 18th October, 2016.**

FOR/GEN-4/2014/926: In supersession to this Department's Notification Dated 26th May, 2015 and with the objective of establishing a high quality and unique ecotourism destination while addressing rural poverty alleviation, income generation, promote nature conservation and protection of natural heritage of both flora and fauna in the state of Nagaland, the Governor is pleased to adopt the Nagaland Eco-Tourism policy, 2015.

Sd/-**VIBOZOTO YIENE**

Under Secretary to the Government of Nagaland.

Eco-Tourism Policy- Nagaland**Contents:**

1. Preamble
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1. Preamble:

Nagaland, though a small State in terms of area, has a rich and varied heritage of biodiversity owing to its varying physiographic and geo-climatic conditions favourable for luxuriant growth of vegetation. It varies from tropical rain forest to alpine vegetation and from evergreen forest to sub-tropical climatic region. Nagaland has the finest tropical evergreen forests with its rich flora and fauna elements of different bio-geographic zones. It has also a unique broad leaved Moist Temperate forests. Nagaland is located in one of the 8 mega hotspots of the world in terms of biodiversity. The State supports approximately 2,431 species flowering plants belonging to 963 genera and 186 families under angiosperms. Gymnosperms also register their presence with 9 species, under 6 genera from 5 families. The faunal diversity in the State is also rich with rare birds and animals. There about 32 species of mammalian fauna, 65 species of avian fauna, 42 fish species belonging to 10 families and 24 genera, and 9 species of reptilian fauna. A few areas of the State are still pristine and harbor a wide variety of endemic species of plants, animals and micro-organisms. However, in recent times, the biodiversity of the State is facing serious threats due to increasing population, pressure on agriculture to bring more areas under cultivation and other developmental activities.

Most of these natural heritage are located in the Protected Areas (PAs) under the Forests Department and Community biodiversity areas preserved in the villages forests by the villages communities. It is of utmost importance to conserve this natural heritage and at the same time open our doors to welcome visitors from both domestic and foreign countries to publicize the importance of our treasures and generate income for maintaining and livelihood of the rural communities. Since the Government of Nagaland addresses ecotourism as a priority sector, it is necessary to formulate an ecotourism policy that will act as a guiding principle in bringing about the tourism and conservation together. It will share the benefits of ecotourism on social, cultural, economic and physical environment and minimize the negative impacts of ecotourism.

Ecotourism Policy aims at bringing the wilderness of Nagaland closer to the tourists visiting the State and at the same time take advantage of the local community who owns the forests for conservation and protection of rich biodiversity in their areas thus help in generating income for the local community.

2. Vision:

The vision of the Nagaland Ecotourism policy is to establish Nagaland as a high quality and unique ecotourism destination with memorable practical experiences to the visitors while addressing the rural poverty alleviation, income generation of the local community and promote nature conservation and protection of natural heritage both flora and fauna.

3. Mission Statement :

To make Nagaland State as one of the leading Eco-tourism destination in the Country by 2020

4. Objectives:

The main objectives of the eco-tourism policy are to -

- a. Implement Community Based Eco-tourism (CBET) concepts with the involvement of local communities, local bodies, NGOs, and other allied Department government organizations.
- b. Bring all stakeholders on a common platform of understanding of ecotourism;
- c. Promote ecotourism in a sustainable manner based on the Global Sustainable Tourism Criteria (GSTC);
- d. Generate employment to local communities on nature conservation through alternative income sources and livelihoods,
- e. Empower local communities for managing ecotourism with emphasis on educated unemployed youth;
- f. Conserve the existing community biodiversity, ecosystems, culture and traditional knowledge prevalent in the rural areas;
- g. Provide memorable and high quality learning experience to visitors, thus helping them to understand the value of nature and their collaboration for nature conservation efforts;
- h. Facilitate the visitors to enjoy and appreciate wilderness and nature-based activities;
- i. Increase the value of community biodiversity areas and their rich culture and traditions;
- j. Ensure the participation of local communities in preservation and conservation of their rich biodiversity, cultures and traditions and play a role in determining the appropriate presentation of their cultural values;
- k. Regulate the visitors during tourist seasons and determine the carrying capacity of the heavily visited areas.
- l. Identify and promote activities consonant to community based eco-tourism and encourage the local community for active participation.
- m. Improve livelihood opportunities thereby reduced dependant on forests.

5. Principles:

The following principles shall be adopted, for all forms of ecotourism for the development, planning, management and promotion:-

- a. Conserve and protect nature, including biological diversity and ecosystems;
- b. Respect and preserve local communities' culture, tradition and customs;
- c. Follow Internationally accepted ecotourism principles, guidelines for the development of ecotourism;
- d. generate income for local communities through ecotourism activities;
- e. Promote sustainable use of natural and local resources to develop and promote ecotourism in the state with the emphasis on the use of renewable energy;
- f. Facilitate partnership for planning, implementation, coordination and monitoring ecotourism activities with key stakeholders such as governmental organizations, local communities, NGOs, tour agents and tour operators;
- g. Facilitate cooperation between local entrepreneurs, such as home stay operators, tour operators and tour agents, and government organizations and other key players in the development of ecotourism infrastructures and promotion of ecotourism products;
- h. Encourage visitors to learn about biodiversity and ecosystems as well as local people's cultural and traditional values.

6. Definition related to terms of Eco-tourism:

6.1. Ecotourism: A form of tourism that involves travelling to nature areas with the specific objectives of learning, admiring and enjoying nature and its wilderness including local people's cultural aspects and religious monuments, while conserving the natural and social environment, and improving the welfare of the local people.

6.2. Ecotourism Activities: Activities coordinated by a qualified nature and cultural interpreter designed to entertain and educate clients. Examples of above mentioned activities are:-

- a. Activities in mountains such as trekking, bird and wildlife watching, hiking, photography, mountaineering, etc;
- b. Activities in rivers and lakes such as angling, rafting, kayaking, photography etc;
- c. Participating in cultural and traditional events such as agro-tourism, handicraft making, fairs and festivals and traditional folklores.

- 6.3. **Sustainable Ecotourism Development:** Development of ecotourism that meets the needs and aspirations of the current generation without compromising the ability to meet the needs of future generations.
- 6.4. **Ecotourism Assets:** Natural and cultural features that attract visitors, such as landscapes, endemic or rare flora and fauna, local agricultural products, local culture including festivals, local folktales, history, historical monuments and heritage sites.
- 6.5. **Eco-tour Operators:** Tour operators specializing to cater ecotourism collaborating with local communities focused on local nature and culture based tourism.
- 6.6. **Ecotourism Products:** A combination of activities and services which are sold and managed through qualified eco-tour operators including local communities or individuals.
- 6.7. **Ecotourism Services:** Services including transportation, local cuisine, camping, home stay, guiding and interpretation. These services should cause minimum damage to the natural and cultural environment and promote a better understanding of the natural and cultural aspects of an area.
- 6.8. **Interpretation:** Communication that helps visitors to understand and appreciate the community resources. Interpretation includes facts, but also reveals the reason of the importance of those facts so that visitors are able to understand why the resources should matter to the individual visitors.
- 6.9. **Interpreter:** is a person who provides interpretation in natural and cultural areas, interpretation center, parks, etc.

7. **Eco-Tourism Society Setup:**

- 7.1 The Nagaland Ecotourism Society will be an autonomous society as outlined in the organizational setup.
- 7.2. The Nagaland Ecotourism Society will have an executing Ecotourism Directorate (ED) working under the Forest, Environment, Ecology and Wildlife Department (FEEWD), Government of Nagaland.
- 7.3. The Society will have a local village level operational system which incorporates various Community Based Organizations (CBO) working in

collaboration with Village Development Board(VDB), Non Governmental Organization(NGO), Tourism Development Committee (TDC), Self-help Groups (SHG), Eco-Development Committee (EDC), Joint Forest Management Committee (JFMC) and other local representative groups associated with ecotourism.

7.4. Members of Nagaland Ecotourism Society are as follows:

1. Chief Patron: Chief Minister
2. Two Patrons: Minister of Forests and Minister of Tourism
3. Chairman : Chief Secretary
4. Member: Secretary, Forest Department
5. Member Secretary : Principal Chief Conservator of Forests & HoFF
6. Member : Chief Wildlife Warden
7. Member : Secretary, Tourism Department
8. Member : Secretary, Rural Development Department
9. Member : Secretary, Veterinary and Animal Husbandry Department
10. Member : Secretary, Fisheries Department
11. Member : Secretary, Home Department
12. Member : Secretary, Sports & Youth Affairs
13. Member : Director, Ecotourism Directorate
14. Member : Community Bio-diversity Conservation Committee
15. Member : Person of National Ecotourism Expertise
16. Member : National Level NGO
17. Members:Three Local Level VDB, NGO and CBO
18. Member : Travel Agent Association of Nagaland (TAAN)
19. Member : Nagaland Association of Adventure Tour Operators (NAATO)
20. Member: Nagaland Hotel and Restaurant Association (NHRA)
21. Member: Nagaland Adventure and Mountaineering(NAAM)

8. **Organizations:** To organize and ensure an effective planning, management and implementation of ecotourism objectives and principles in the state, the following organizational strategies are essential;-

- a. Creation of an autonomous Nagaland Ecotourism Society which is represented by civil society, tourism professionals and public sector representatives;
- b. Strong coordination with the Tourism Department for the promotion and publicity of ecotourism products and destinations;
- c. Coordination with the Rural Development Department for infrastructure development such as, water, sanitation, village trails and footpaths;
- d. As per the directives of the Ecotourism Society, the Ecotourism Directorate (ED) will execute the programme and activities, and shall monitor the development and progress of ecotourism in the state. ED shall work together with NGO and the state level federation of CBO to

implement ecotourism activities. ED will also work in coordination with the village level bodies which are led by CBO, TDC, SHG and other local representatives engaging ecotourism activities to implement the activities and monitor the negative impacts of ecotourism. Those groups (CBO, TDC, and SHG) will work closely with EDC, JFMC, and VDB;

- e. The Society will have assistance from the key government organizations and scientific research institutions such as universities described as an advisory group as well as a group of international and domestic experts illustrated in the organizational diagram;
- f. ED shall work in close collaboration with key government organizations such as, Tourism Department, Rural Development Department, Animal Husbandry & Veterinary department, Fisheries Department, Horticulture Department, Home Department, Commerce Department, Youth and Sport Department, other different missions –like Bamboo Mission, Honey Mission, Bio-resource Mission, Youth NET, etc., scientific research institutions such as universities and civil society bodies including local and national level NGO and CBO
- g. The ED may be composed of officers from various allied department related to ecotourism and may run in a mission mode.

8.2. Role of Society :

- a. Provide a common platform of understanding for all stakeholders of ecotourism activities under the ED;
- b. Co-ordinate all key stakeholders to work on the ecotourism activities carried out by ED and reflect their opinion to the activities;
- c. Establish guidelines for ecotourism, and revise them in consultation with the key stakeholders including NGO, CBO, local communities, tour operators, tour agents and relevant government authorities from time to time as per the requirements;
- d. Ensure that the guidelines are consistent with the Code of Conduct for responsible tourism prepared by the Ministry of Tourism, Govt. of India and adopted by Dept of Tourism, Nagaland;
- e. Monitor the activities of ecotourism to ensure minimum negative impacts on the biodiversity and ecosystems. Emphasis should be on the carrying capacity of the Protected Areas (PAs) including National Park;
- f. Evaluate the impacts brought by ecotourism activities and review and revise the rules in consultation with the stakeholders which have direct or indirect influence to the ecotourism activities as and when necessary;
- g. Prepare ecotourism action plan for short term and long-term development plan;
- h. Monitor and evaluate the capacity building and trainings carried out by ED;

- i. Monitor and evaluate the activities of private entities which violate the principles of Ecotourism, through relevant organizations and make corrective measures;
- j. Collect information from tour operators, guides and home stay owners to on ecotourism products and ecotourism services, for planning and monitoring of ecotourism activities;
- k. Establish ecotourism safety standards and emergency procedures and facilitate the implementation of emergency procedures with relevant organizations in case of accidents.

8.3. Role of Eco-tourism Directorate :

(A) Planning and Development:

- i. Ensure the implementation and execution of the ecotourism guidelines;
- ii. Coordinate with the Home Department and other related key government organizations in sensitive ecotourism areas for ensuring smooth ecotourism activities;
- iii. Implement the strategies described in Nagaland Ecotourism Policy;
- iv. Organize seminars, workshops and international conferences among concerned government officials, NGO, CBO, and other stakeholders, from time to time so as to consider the emerging needs/suggestions etc from all sections of society.

(B) Financing:

- i. Generate revenue and allocate funds for the development of ecotourism;
- ii. Develop a plough back mechanism with an autonomous status for funds generated for sustainability of ecotourism related activities.

(C) Operation and Management:

- i. Work in close collaboration with NGO and state level of CBO to implement the ecotourism activities;
- ii. Collaborate with NGO, CBO, TDC, SHG and other local communities representative groups to implement the ecotourism activities at the village level;
- iii. Set standards for the carrying capacity in the Protected Areas and other Reserved Areas to prevent damage to the biodiversity and ecosystems;
- iv. Publish newsletters, bulletins, pamphlets, status reports and other information and disseminate important government notifications, rules and regulations;
- v. Ensure visitors, tour operators, tour agencies and guides to adhere the prescribed guidelines.

(D) Monitoring, Evaluation and Research:

- i. Monitor the environmental impacts which are caused by tourism activities and plan/take necessary remedial measures to mitigate the same;
- ii. Enlist ecotourism operators in the state and monitor their activities;
- iii. Facilitate scientific assessment of relatively unexplored ecotourism destinations for their potential and promotion;
- iv. Develop participatory ecotourism monitoring plans in collaboration with NGO, CBO, SHG, TDC, VDB, EDC, and JFMC;
- v. Monitor the training and capacity building programme that are conducted by various other agencies and provide support and cooperation;
- vi. Conduct research and document ecotourism assets and features.

9. Strategies for Eco-tourism Directorate:

9.1 Strategies for planning, areas zoning and modeling for the Ecotourism sites and other general tourism sites:

Strategies for zoning and modeling for the ecotourism sites and other tourism sites are -

- a. Forest Department and Tourism Department will work together to identify the ecotourism zones and general tourism zones;
- b. Prior to establishment of the ecotourism zoning, plan consultations with the local NGO, CBO, TDC, SHG and other local people's representative groups as well as key government organizations such as Rural Development Department on the issue of the ecotourism zoning at each area;
- c. Establish zone for ecotourism development sites, which will be called ecotourism zone hereafter, and general tourism zone, and differentiate the two zones;
- d. Select villages from the ecotourism zone and establish a model for each district and focus on allocating finance, manpower for capacity building, facilities and equipments, and disseminate the successful cases to the other ecotourism zone;
- e. Make some variation of the ecotourism zone which has specific objectives such as, ecotourism zones for trekking, ecotourism zones for bird watching, ecotourism zones for photography, ecotourism for rafting, etc.;
- f. Regulate the design and appearance of ecotourism infrastructures such as, accommodations, restaurants, view points, waiting sheds, ropeways and wayside amenities that blend with the landscape;
- g. Regulate the construction of roads and footpaths in ecotourism zones based on the local needs.

9.2. Strategies for training and capacity building:

- a. Train and build the capacity of local communities including home stay owners, SHG, youth and women's groups who wish to engage on

ecotourism activities. The topic of the training and capacity building are specific themes such as, environmental education, home stay management, waste management, computing, finance, eco-tour program designing, interpretation, risk management, cooking local cuisine, guides for trekking, bird watching, flora and fauna photography, angling, rafting, religious monuments and cultures;

- b. Prepare and provide training materials including training manuals, text books and training courses;
- c. Provide technical capacity building for tour operators, CBO, NGO, frontline staffs of Forest Department as well as various stakeholders including TDC, EDC, JFMC, and VDB;
- d. Identify and review the existing regulations and bye-laws and other regal issues related village level ecotourism activities. Support CBO to clarify those issues prior to commence the ecotourism activities;
- e. Plan certificate training courses for nature interpreters and eco-tour guides for trekking, bird watching, fauna and flora photography and other activities;
- f. Identify low season income generation activities to complement ecotourism such as handicraft souvenirs, food and fruit processing, production, repairing and maintenance of adventure equipments;
- g. Provide training and capacity building to FEEWD staffs as well as Tourism Department staffs within the state to understand the clear meaning of ecotourism as an activity supported and monitored by FEEWD to be driven by CBO

9.3. Strategies for benefiting the rural people;-

- a. Facilitate self employment opportunities for the local communities in ecotourism enterprise;
- b. Encourage supply of goods and services to tourism enterprises by the local communities;
- c. Facilitate direct sales of local goods and services to visitors by the rural people (informal economy);
- d. Encourage establishment and running of tourism enterprises by the rural people - e.g. micro, small and medium sized enterprises, or community based enterprises (formal economy);
- e. Set up systems of voluntary support by tourism enterprises and tourists to the local communities.

9.4. Strategies for products development.

- a. Enhance and improve current products such as, improving infrastructure of trekking routes and interconnecting routes;
- b. Develop a series of maps of ecotourism sites and activities (sites to visit, distance, required time, geographical features, altitudes, available

- services, local rules, rules for eco-tour, resources interpretation etc.) and update it from time to time;
- c. Promote village tourism through micro planning both short and medium terms include;
- i. Ecotourism potential-feasibilities;
 - ii. Clear roles of responsibilities for key stakeholders in decentralized manner;
 - iii. Business plan for ecotourism (benefit sharing, marketing and business, price rates and services standards, products, financing, personnel, risk management, etc.);
 - iv. Waste management plan (garbage treatment);
 - v. Tourism infrastructure management;
 - vi. Carrying capacity of visitors;
 - vii. Village conservation plan.

9.5. Strategies for stakeholder partnership :

- a. Develop a quarterly meeting with the Tourism Department in form of workshop attended by the senior officers of the Forest and Tourism Departments to avoid duplication and build more synergy between the two departments on the schemes of ecotourism;
- b. Develop partnership with local stakeholders and tour operators / tour agents to develop ecotourism business in a fair trade manner;
- c. Develop partnership with NGO, CBO, TDC, SHG, EDC, JFMC and local communities to manage ecotourism sites;
- d. Establish and enhance networks with key stakeholders including research institutions, private sector associations, public agencies, CBO, TDC, VDB, SHG and national and international NGO's;
- e. Hold seminars and events to discuss and deliberate on ecotourism achievements with participation of key stakeholders including key government organizations;
- f. Disseminate information related to ecotourism to key stakeholders in the four districts;
- g. Hold annual meetings of ecotourism stakeholders, policy makers, EDC, JFMC, VDB, NGO, CBO, TDC, SHG, private sector on a rational basis in each district.

9.6. Strategies for Infrastructure Development and Carrying Capacity Analysis:

- a. Prohibit concrete infrastructures and building structures inside PAs;
- b. Construct / Improve appropriate infrastructures around PAs such as, visitor friendly signboards with interpretive manners, footpaths, garbage bins, interpretation centre including informative maps showing the trekking routes, toilets and view points at the entrance of each of PAs ;

- c. Promote renewable energy systems for tourism purposes;
- d. Conduct carrying capacity analysis inside PAs;
- e. develop flexible and sustainable approaches to ensuring solid waste management in the eco-tourism designated areas.
- f. Develop ecotourism for different target groups (adults, children, family, experts and hobbyists, etc);
- g. Improve the skills of eco-tour guides and local interpreters;
- h. improve stay facilities such as home, toilets, shower, bedroom and dining rooms which meet the need of visitors especially from foreign countries;
- i. Promote local communities to produce agricultural products such as, organic vegetables, fruits, honey, dairy products and rice, poultry, piggery, to offer as local cuisines;
- j. Promote local communities to produce local handicrafts and other local souvenirs on a sustainable manner with minimum impacts on ecosystems and its own culture;
- k. Develop new ecotourism products such as, bird watching trails, fauna and flora photography, trails, medicinal tourism, traditional and cultural experience tours such as, craft making, cooking, dancing, etc.
- l. Promote festivals which have direct relation to nature and biodiversity conservation;
- m. Encourage Interpretation Centers which will also function as Ecotourism Promotion Centers;
- n. Promote environmental friendly lodges, managed by either local individuals or local communities in or near wilderness areas;
- m. Repair and maintain rest houses owned by FEEWD and lease to CBO, EDC, JFMC for management;
- o. ensure fair and equal treatment for the strict ecological safety and protection rules to be followed by all the stakeholders.

9.7. Strategies for promotion / publicity / marketing and feedback

Mechanism:

- a. Clear definitions of the terms related to ecotourism (e.g. village guide, home stay);
- b. Create an ecotourism marketing cell within FEEWD which handles for ecotourism marketing;
- c. Create a common platform for marketing of ecotourism which includes FEEWD ecotourism marketing cell, other government organizations, TDC, TAAN, NAATO, TDC, SHG, NGO, CBO and other local people's representative handling ecotourism;
- d. Promote branding of Nagaland as ambassador for ecotourism and subsequently preparation of the state ecotourism marketing strategies and marketing plans for domestic and international markets;
- e. Participate in national and international tourism trade marts;

- f. plan the promotion through media such as, tie-ups with travel TV programs, magazines, travel books, internet portals etc;
- g. Plan promotional facilities at various shopping malls or important events in domestic markets to enhance domestic tourism;
- h. Plan a transparent pricing system for the visitors and services providers;
- i. Plan a direct link between services providers and the visitors through electronic online payment gateway;
- j. Develop appropriate packaging and branding of ecotourism destinations;
- k. Develop websites along with search engine optimization in different languages and making some comprehensive soft copy for distribution;
- l. Promote Nagaland as a year round ecotourism destination coinciding with different tribes festivals.

9.8 Strategies for Safety:

Strategies for safety are to-

- a. Require insurance for tour operators, guides, tour agents whose clients may have accidents and injuries during their trip, and require guides to carry first aid kit when they are in the field with their clients;
- b. Plan training and issuing certificates system for safety including risk management. The training will focus on methods of risk management avoid problems, medication to save clients and quick rescue operation to all the tour operators, guides, tour agents whose clients may have accidents and injuries caused by the engagement of tourism activities;
- c. Plan a system of notifying landslides high risk areas as well as other dangerous places for visitors by ED to the tour operators, tour agents, guides and drivers of vehicles through the related associations on a regular basis;
- d. Develop a series of hazardous maps of ecotourism sites (places, characteristics of hazardous, etc.) and update it regularly;
- e. Plan a quick response team for an event of any kinds of accidents related ecotourism activities;
- f. Plan a system of emergency call for medical doctors an event of visitors' sickness or injuries.

9.9. Strategies for Certification:

Strategies for certification are to-

- a. Plan to constitute a committee which includes NTDC, TAAN, NAATO, TDC, NGO and CBO to work on certification related to the ecotourism activities (e.g. home stay, eco-tour operators, environmental friendly lodges) ;
- b. Make the certification process transparent based on specific guidelines which are monitored through social auditing;
- c. Encourage the ED, NTDC, TAAN, NAATO, TDC, NGO and CBO to work together to identify necessary certification items related to ecotourism

activities such as renewable energy, eco-tour guide. They will plan further courses for the identified items.

9.10 Strategies for Finance:

Strategies for finance are to-

- a. Provide financial support to encourage people to take part in new ecotourism ventures. This will be done through a flexible approach that meets the needs of different clients.
- b. Provide small scale funding to community groups that want to engage in village-based ecotourism activities via grants from the government;
- c. Encourage banks to provide loans at reasonable interest rates targeting the local people who wish to engage in ecotourism activities by providing government loan guarantees;
- d. Conduct a public awareness campaign to make people aware of the various options for obtaining finance for new ecotourism activities;
- e. Develop a long term plan for supporting ecotourism marketing activities in the State,

9.11. Strategies for Awareness and Training on Ecotourism, Environmental Conservation and Management:

Strategies for awareness and training on ecotourism, environmental conservation and management are to-

- a. Plan awareness programme on ecotourism policy contents, its guidelines and function of ecotourism council including line departments and local communities;
- b. Plan awareness and training programme for local communities and school children on environment conservation and management;
- c. Plan nature-based activities for local children managed by qualified eco-tour guides.
- d. Plan for collection and disposal of waste produced by the tourists and management strategy.

The Global Sustainable Tourism Criteria (GSTC)

The GSTC Criteria are the result of a worldwide effort to develop a common language about sustainability in tourism. Focusing on social and environmental responsibility, as well as the positive and negative economic and cultural impacts of tourism, the criteria are organized into four topics.

- Sustainable management
- Socioeconomic impacts
- Cultural impacts
- Environmental impacts (including consumption of resources, reducing pollution, and conserving biodiversity and landscapes)

The GSTC Criteria have been built on decades of prior work and experience around the world, and they take into account the numerous guidelines and standards for sustainable tourism from every continent. During the process of development, they were widely consulted throughout the globe, in both developed and developing countries, in several languages. They reflect our goal in attaining a global consensus on sustainable tourism.

The Criteria are the minimum, not the maximum, which businesses and destinations should achieve to approach social, environmental, cultural, and economic sustainability. Since tourism destinations each have their own culture, environment, customs, and laws, the Criteria are designed to be adapted to local conditions and supplemented by additional criteria for the specific location and activity.

To date, two sets of GSTC Criteria have been developed: for hotels and tour operators, and for destinations (currently in the process of public consultation of the first draft). Please click on the following link to see the Criteria:

Global Sustainable Tourism Criteria for Hotels and Tour Operators

In March 2012, GSTC announced the second version of the Criteria for Hotels and Tour Operators. After over 3 years of review and public comment on version 1, these new set of criteria are a true collaboration between tourism organizations, stake-holders and individuals. To read more about how these standards were created and to see a full list of the new criteria

Global Sustainable Tourism Criteria for Destinations

GSTC Criteria for Destinations has been designed to guide destination specialists, managers, communities, and businesses towards the steps that

are needed to sustain the natural and cultural attractions that draw-in tourists, while economically benefitting the local community and businesses.

Global Sustainable Tourism Criteria

The criteria are a first step towards sustainability for all stakeholders in the lodging and tour operator sectors of tourism. They establish the minimum global standards for sustainable practices by such entities. A major goal of developing these 23 criteria was to agree on a short list of common criteria, to enable comparability of various entities claiming to follow "green" practices worldwide.

All 23 criteria have already been endorsed by such prominent U.S. stakeholders as the American Hotel & Lodging Association (AH&LA) and the American Society of Travel Agents (ASTA). The City of San Francisco endorses the Global Sustainable Criteria as the minimum guidelines that all lodging and tour operators doing business in San Francisco, large and small, should meet in their operations. In order to get listed as participating in the Sustainable Tourism Program in San Francisco, tourism companies, including lodging, tour operators, restaurants and other businesses and non-profits providing services for tourists must implement a minimum of 75% of the criteria. In addition, the business or non-profit must be a certified San Francisco Green Business OR be Greenopia rated

4 Criteria for GSTC :

A. Demonstrate effective sustainable management.

- A.1. The company has implemented a long-term sustainability management system that is suitable to its reality and scale, and that considers environmental, sociocultural, quality, health, and safety issues.
- A.2. The company is in compliance with all relevant international or local legislation and regulations (including, among others, health, safety, labor, and environmental aspects).
- A.3. All personnel receive periodic training regarding their role in the management of environmental, sociocultural, health, and safety practices.
- A.4. Customer satisfaction is measured and corrective action taken where appropriate.
- A.5. Promotional materials are accurate and complete and do not promise more than can be delivered by the business.

- A.6. Design and construction of buildings and infrastructure:
- A.6.1. comply with local zoning and protected or heritage area requirements;
 - A.6.2. respect the natural or cultural heritage surroundings in sitting, design, impact assessment, and land rights and acquisition;
 - A.6.3 use locally appropriate principles of sustainable construction;
 - A.6.4 provide access for persons with special needs.

A.7. Information about and interpretation of the natural surroundings, local culture, and cultural heritage is provided to customers, as well as explaining appropriate behavior while visiting natural areas, living cultures, and cultural heritage sites.

B. Maximize social and economic benefits to the local community and minimize negative impacts.

- B.1. The company actively supports initiatives for social and infrastructure community development including, among others, education, health, and sanitation.
- B.2. Local residents are employed, including in management positions. Training is offered as necessary.
- B.3. Local and fair-trade services and goods are purchased by the business, where available.
- B.4. The company offers the means for local small entrepreneurs to develop and sell sustainable products that are based on the area's nature, history, and culture (including food and drink, crafts, performance arts, agricultural products, etc.).
- B.5. A code of conduct for activities in indigenous and local communities has been developed, with the consent of and in collaboration with the community.
- B.6. The company has implemented a policy against commercial exploitation, particularly of children and adolescents, including sexual exploitation.
- B.7. The company is equitable in hiring women and local minorities, including in management positions, while restraining child labor.
- B.8. The international or national legal protection of employees is respected, and employees are paid a living wage.
- B.9. The activities of the company do not jeopardize the provision of basic services, such as water, energy, or sanitation, to neighboring communities.

C .Maximize benefits to cultural heritage and minimize negative impacts.

- C.1. The company follows established guidelines or a code of behavior for visits to culturally or historically sensitive sites, in order to minimize visitor impact and maximize enjoyment.

- C.2. Historical and archeological artifacts are not sold, traded, or displayed, except as permitted by law.
- C.3. The business contributes to the protection of local historical, archeological, culturally, and spiritually important properties and sites, and does not impede access to them by local residents.
- C.4. The business uses elements of local art, architecture, or cultural heritage in its operations, design, decoration, food, or shops; while respecting the intellectual property rights of local communities.

D. Maximize benefits to the environment and minimize negative impacts.

- D.1. Conserving resources
 - D.1.1. Purchasing policy favors environmentally friendly products for building materials, capital goods, food, and consumables.
 - D.1.2. The purchase of disposable and consumable goods is measured, and the business actively seeks ways to reduce their use.
 - D.1.3. Energy consumption should be measured, sources indicated, and measures to decrease overall consumption should be adopted, while encouraging the use of renewable energy.
 - D.1.4. Water consumption should be measured, sources indicated, and measures to decrease overall consumption should be adopted.
- D.2. Reducing pollution
 - D.2.1. Greenhouse gas emissions from all sources controlled by the business are measured, and procedures are implemented to reduce and offset them as a way to achieve climate neutrality.
 - D.2.2. Wastewater, including gray water, is treated effectively and reused where possible.
 - D.2.3. A solid waste management plan is implemented, with quantitative goals to minimize waste that is not reused or recycled.
 - D.2.4. The use of harmful substances, including pesticides, paints, swimming pool disinfectants, and cleaning materials, is minimized; substituted, when available, by innocuous products; and all chemical use is properly managed.
 - D.2.5. The business implements practices to reduce pollution from noise, light, runoff, erosion, ozone-depleting compounds, and air and soil contaminants.
- D.3. Conserving biodiversity, ecosystems, and landscapes
 - D.3.1. Wildlife species are only harvested from the wild, consumed, displayed, sold, or internationally traded, as part of a regulated activity that ensures that their utilization is sustainable.

- D.3.2. No captive wildlife is held, except for properly regulated activities, and living specimens of protected wildlife species are only kept by those authorized and suitably equipped to house and care for them.
- D.3.3. The business uses native species for landscaping and restoration, and takes measures to avoid the introduction of invasive alien species.
- D.3.4. The business contributes to the support of biodiversity conservation, including supporting natural protected areas and areas of high biodiversity value.
- D.3.5. Interactions with wildlife must not produce adverse effects on the viability of populations in the wild; and any disturbance of natural ecosystems is minimized, rehabilitated, and there is a compensatory contribution to conservation management.

NOTIFICATION**NO.SW/5/CDC-1/2018****Dated: Kohima, the 21st February, 2020**

In exercise of the power conferred under Section 101 (1) of 'The Rights of Person with Disabilities Act, 2016', The Governor of Nagaland is pleased to notify 'The Nagaland Rights of Person with Disabilities Rules 2019' with immediate effect.

This supersedes the Department's Notification of even dated number 16th August 2019.

Sd/-**T. NUNGSANG SANGTAM, NCS**

Joint Secretary to the Government of Nagaland.

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The Nagaland Rights of Persons with Disabilities Rules 2019

In exercise of the power conferred under Section 101(1) of "The Rights of Persons with Disabilities Act, 2016, the State Government makes the following Rules namely: -

CHAPTER -I**PRELIMINARY****1. Short title and commencement-**

- (1) These rules may be called the Nagaland Rights of Persons with Disabilities Rules, 2019.
- (2) This rules shall extend to the whole State of Nagaland.
- (3) It shall come into force on such date as the State Government may, by notification in the Official Gazette, appoint.

2. Definitions –

- (1) In these rules, unless the context otherwise requires -
 - (a) "Act" means the Rights of Persons with Disabilities Act, 2016 (Central Act 49 of 2016);
 - (b) "Central Government" means the Government of India;
 - (c) "Certificate" means a certificate of disability issued by a certifying authority referred to in sub-section (1) of section 57 of the Act;
 - (d) "Certificate of registration" means a certificate of registration issued by the competent authority under section 50 of the Act;
 - (e) "Certifying authority" means an authority designated under sub-section (1) of section 57 of the Act;
 - (f) "Form" means a form appended to these rules;
 - (g) "State Commissioner" means the State Commissioner for Persons with Disabilities appointed by the State Government under section 79 of the Act and in terms of these rules;
 - (h) "State Government" means the Government of the State of Nagaland;
 - (i) "Commission" means the Nagaland State Disability Commission;
 - (j) "Secretary" means ex-officio Secretary of the Nagaland State Disability Commission.
- (2) Words and expressions used herein and not defined but defined in the Act shall have the meanings respectively assigned to them in the Act

CHAPTER II**RIGHTS AND ENTITLEMENTS****3. Establishments not to discriminate on ground of disability-**

- (1) The head of the establishment shall ensure that the provision of subsection (3) of section 3 of the Act are not misused to deny any right or benefit to persons with disabilities covered under the Act.
- (2) If the head of the Government establishment or a private establishment employing twenty or more persons receives a complaint from an aggrieved persons regarding discrimination on the ground of disability, he/she shall -
 - a) initiate action in accordance with the provisions of the Act;
or
 - b) inform the aggrieved person in writing as to how the impugned act or omission is a proportionate means of achieving a legitimate aim.
- (3) If the aggrieved person submits a complaint to the State Commissioner, as the case may be, the complaint shall be disposed of within a period of sixty days:
Provided that in exceptional cases, the State Commissioner may disposed of such complaint within thirty days.

4. Reasonable accommodation-

- (1) Every establishment shall, within a period of 3 months of the notification of these rules, review its existing mechanisms and procedures adapted by it in discharge of entrusted responsibilities in relation to functional requirements of persons with benchmark disabilities and frame a detailed guideline for providing reasonable accommodation to them in terms of sub-section 5 of section 3 of the Act.
- (2) No establishment shall compel a person with disability to partly or fully pay the costs incurred for reasonable accommodation.

5. State Committee for Research on Disability-

- (1) The Committee for Research on Disability at the State Level shall consist of the following members, namely:-
 - (a) An eminent person having vast experience in the field of Science and Medical research to be nominated by the State Government, ex officio-Chairperson;
 - (b) Director of Health Services of the State Government Ex Officio Members;

- (c) Five members as representatives from persons with disabilities or registered State level organisations representing each of the five groups of specified disabilities in the Schedule of the Act to be nominated by the State Government. Members:
- Provided that at least one representative organizations is a woman of the registered
- (d) Director of Social Welfare Department. Member Secretary.
- (2) The Chairperson may invite any expert as special invitee.
- (3) The term of office of the nominated members shall be for a period of three years from the date on which they enter upon office but the nominated members shall be eligible for re-nomination for one more term.
- (4) One half of the members shall constitute the quorum of the meeting.
- (5) The non- official members and special invitees shall be entitled for travelling allowance and dearness allowance as admissible to a Group A or equivalent officer of the State Government.
- (6) The State Government may provide the Committee with such clerical and other staff as the State Government considers necessary.
- 6. Person with disability not to be a subject of research-** No person with disability shall be considered to be a subject of research except when the research involves physical impact on his/her person. In this regard, prior permission of the Committee for Research on Disability must be obtained before undertaking any such research.
- 7. Protection and safety-**
- (1) Persons with Disability shall have equal protection and safety in situations of risk, armed conflict, humanitarian emergencies and natural disasters.
- (2) The State Disaster Management Authority shall take appropriate measures to ensure inclusion of Persons with Disability in its disaster management activities as defined under clause (c) of section 2 of the Disaster Management Act, 2005 for the safety and protection of person with disabilities.
- (3) The District Disaster Management Authority constituted under section 25 of the Disaster Management Act, 2005 shall maintain record of details of Persons with Disability in the district and take suitable measures to inform such persons of any situations of risk so as to enhance disaster preparedness.
- (4) The authorities engaged in reconstruction activities subsequent to any situation of risk, armed conflict or natural disasters shall

undertake such activities, in consultation with the concerned State Commissioner, in accordance with the accessibility requirements of Persons with Disability.

8. Accessibility in voting

The State Election Department shall ensure that the election process is made accessible to People with Disabilities. It will take all necessary measures on enrolment, accessibility of polling stations and all materials related to the electoral process.

CHAPTER-III

LIMITED GUARDIANSHIP

9. Limited Guardianship-

- (1) A District Court or any competent authority as designated by the State Government on its own or otherwise shall grant the support of limited guardianship to a person with disability to take a legally binding decision on his/her behalf.
- (2) The District Court or the competent authority, before granting limited guardianship for the person with disability, shall satisfy itself that such person is not in a position to take legally binding decision of his/her own.

- (3) The District Court or the competent authority shall take a decision preferably within a period of one month from the date of receipt of an application regarding grant of limited guardianship or from the date of coming to his/her notice of the need of such limited guardianship;

Provided that the consent of the person to act as a limited guardian shall also be obtained before grant of such limited guardianship.

- (4) The validity of the limited guardianship as appointed under sub-rule (1) shall be initially for a period of five years which can be further extended by the District Court or the competent authority as the case may be.

Provided that the District Court or the competent authority shall follow the same procedure while extending the validity of the limited guardianship as followed while granting the initial guardianship

- (5) While granting the support of such limited guardianship the Court or the competent authority shall consider a suitable person to be appointed as a limited guardianship in the following preferences of merits
 - a) The parents or adult children of the person with disability.
 - b) Immediate brother or sister.
 - c) Other blood relatives or care givers or prominent personality of the locality.

- (6) Only those individuals who are over the age of 18 years old who have not been previously convicted of any cognizable offence as defined in the Code of Criminal Procedure, 1973 (1 of 1974) shall be appointed.
- (7) The limited guardian appointed under sub-rule (1) shall consult the Person with Disability in all matters before taking any legally binding decisions on his/her behalf.
- (8) The appointed limited guardian shall ensure that the legally binding decisions taken on behalf of the Person with Disability are in the interest of the Person with Disability.

CHAPTER IV

EDUCATION

10. Duty of Educational Institutions-

- (1) The State Government shall ensure that all educational institutions funded or recognised by them provide inclusive education to children with disabilities in compliance with section 16 of the Act.
- (2) The terms and conditions for grant of recognition to educational institutions by the competent authority in the State may include the requirements to comply with the provisions of section 16 of the Act.

11. Nodal Education Officer

Nodal Officers shall be appointed in every District Education Office to deal with all matters relating to admission of children with disabilities and the facilities to be provided to them in schools in accordance with the provisions of sections 16 and 31 of the Act.

12. Annual Report

The District School Education Officer shall send an annual report before the end of October every year to the State Commissioner on matters relating to children with disabilities in the schools which will include total number enrolled, disability category, assessment, comments and recommendation.

13. Survey

Survey of school going children to be conducted in every five years for identifying children with disabilities, ascertaining their special needs and the extent to which these are being met. The first survey shall be conducted within a period of two years from the date of commencement of these rules and the requirements given under section 17 of the Act complied with.

CHAPTER V**SKILL DEVELOPMENT AND EMPLOYMENT****14. Vocational training and self-employment**

In pursuance of the provisions of section 19 of the Act, the State Government shall, within six months of the notification of these rules, review existing schemes, including arrangements for loans at subsidised rates and schemes for Persons with Disabilities especially for their vocational training and self employment, as well as inclusion of Persons with Disability in all mainstream formal and non-formal vocational and skill training schemes and programmes:

15. Posting and transfer policy for employees with disability

The State Govt. shall either frame a separate policy for posting and transfer of employees with disabilities or make special provisions in existing posting and transfer policy.

16. Non discrimination in employment

No Government establishment shall discriminate against any person with disability in any matter relating to employment as provided in section 20 of the Act.

17. Equal opportunity policy-

- (1) Every establishment shall publish equal opportunity policy for persons with disabilities.
- (2) The equal opportunity policy of a private establishment having twenty or more employees and the Government establishment shall inter alia, contain the following:
 - a) facilities and amenities to be provided to Persons with Disabilities in the establishment;
 - b) list of posts identified suitable for Persons with Disabilities in the establishment;
 - c) manner of selection of Persons with Disabilities for various posts, post-recruitment and pre-promotion training, preference in transfer and posting, special leave, preference in allotment of residential accommodation if any, and other facilities;
 - d) provisions for assistive devices, barrier-free accessibility and other provisions for persons with disabilities;
 - e) appointment of liaison officer by the establishment to look after the recruitment of persons with disabilities and provisions of facilities and amenities for such employees.

Provided that such liaison officer shall be imparted training on disability equality and etiquettes.

- (3) The equal opportunity policy of private establishments having less than twenty employees shall contain facilities and amenities to be provided to

Persons with Disabilities to enable them to effectively discharge their duties in the establishment

18. Manner of publication of equal opportunity policy

The establishments shall display the equal opportunity policy preferably on their website or at conspicuous places in their premises.

19. Maintenance of records by establishments-

- (1) Every establishment shall maintain records in hard and soft copies which include the records maintained in the form of books or stored in a computer or tapes or discs or in any other electronic form or transcribed information of any type whether expressed in ordinary or machine language and such other documents as may be useful for the purposes of these rules. The records shall show the following particulars, namely: -
- a) the number of Persons with Disability who are employed and the date from when they are employed;
 - b) the name, gender and address of such person who are employed;
 - c) the kind of disability of such persons employed;
 - d) the nature of work being rendered by such employed Persons with Disability; and
 - e) the kinds of facilities being provided to such Persons with Disability.
- (2) Every establishment shall produce for inspection on demand records maintained under these rules to the authorities under this Act and shall supply such information as sought which it may require for the purpose of ascertaining whether the provisions have been complied with. Every establishment shall at the time of asking by the authorized person, verify the records which are being complied with

20. Maintenance of records by the employment office

Under sub- section (2) of section 22 of the Act, every special employment exchange of the State shall maintain the records of the persons with disability in accordance with their disabilities.

21. Designation of Grievance Redressal Officer-

- (1) Every Government establishment shall designate an officer not below the rank of a Gazetted Officer as Grievance Redressal Officer, and shall inform the State Commissioner, as the case may be, about the designation of such Officer.

Provided that where it is not possible to designate any Gazetted Officer, the Government establishment may designate the senior-most Officer as a Grievance Redressal Officer.

- (2) Any person aggrieved with the non-compliance of the provisions of section 20 of the Act, may file a complaint with the Grievance Redressal Officer, who shall investigate it and shall take up the matter with the establishment for corrective action.

22. Manner of maintenance of register of complaints by government establishments

The Grievance Redressal Officer shall record the following particulars in the register, namely:

- a) date of complaint;
- b) name of complainant;
- c) name of the person who is enquiring the complaint;
- d) place of incident;
- e) the name of the establishment or person against whom the complaint is made;
- f) gist of the complaint;
- g) any additional information;
- h) documentary evidence, if any;
- i) date of disposal by the grievance Redressal officer;
- j) details of disposal of the appeal by the district level committee; and
- k) any other information.

23. Appeal

If the aggrieved person is not satisfied with the action taken on his or her complaint, he or she may approach the District-Level Committee on disability to be constituted by the State Government under section 72 of the Act.

CHAPTER VI
SOCIAL SECURITY, HEALTH, REHABILITATION AND
RECREATION

- 24. Social Security** In pursuance of the provisions of section 24 of the Act, the State Government shall formulate necessary schemes and programmes to safeguard and promote the right of Persons with Disabilities for adequate standard of living to enable them to live independently or in the community.

Quantum of assistance to Persons with Disabilities under such schemes and programmes shall be at least twenty-five per cent higher than the similar schemes applicable to others.

25. Healthcare-

- (1) The State Government shall, in compliance with section 25 of the Act, take necessary measures for Persons with Disabilities to provide:
- a) free healthcare in the vicinity especially in rural area;
 - b) barrier-free access in all parts of Government and private hospitals and other healthcare institutions and centres;
 - c) priority in attendance and treatment.

26. Fixation of income ceiling for coverage of schemes and programmes under section 24 & 25 of the Act-

- (1) While fixing income ceiling for the purpose of extending benefits under any scheme or programme formulated and notified under sections 24 & 25 of the Act, the State government shall consider the income of the Person with Disability and not his/her parents/guardian.
- (2) In case the benefit is to be given to a minor with disability, the income of the parent/ guardian may be considered.

27. Gender Equality/ equity to be ensured in schemes and programmes under sections 24 & 25 of the Act

While devising schemes and programmes under sections 24 & 25 of the Act, separate allocation will be made for women with disability in such schemes and programmes to ensure gender equality and equity in the coverage of such programmes.

28. Insurance Schemes

The State Government shall, by notification, make insurance schemes for their employees with disabilities, if the resources of the State Government permit.

29. Rehabilitation-

- (1) The State Government shall undertake or cause to be undertaken services and programmes of rehabilitation, particularly in the areas of health, education and employment for all Persons with Disabilities.
- (2) For the purposes of sub-rule (1), the State Government and the local authorities may grant financial assistance to set up Disability Rehabilitation Centres or DDRCs in the existing DDRCs, preferably attached to the district hospitals and these Centres will provide Medical Rehabilitation, Aids and Appliances, Disability Certificates, vocational training, human resource development etc. to the PWDs to be run and sustained with the support of the State fund and various Schemes under the Ministry of Social Justice & Empowerment, Department of Empowerment of Persons with Disabilities.
- (3) The State Government, while formulating rehabilitation policies, shall consult disability experts and non-Governmental Organisations working for the cause of Persons with Disabilities.

30. Recreation/Cultural life

The State Government and the local authorities shall take measures to promote and protect the rights of all Persons with Disabilities to have a cultural life and to participate in recreational activities equally with others in accordance to the provisions under section 29 of the Act.

31. Sports

The State Government shall take measures to ensure effective participation in sporting activities of the Persons with Disabilities and accord due recognition to the right of Persons with Disabilities to participate in sports in accordance to the provisions under section 30 of the Act.

32. Tourism-

- (1) The State Government and the local authorities shall endeavor to ensure tourist destinations, products and services are accessible to all people, regardless of their physical limitations, disabilities or age.

To this end, the State Government shall formulate accessible tourism policies.

- (2) The State Government and the local authorities shall provide incentives to privately owned tourist locations to ensure accessibility in their environment and services.
- (3) The State Government, while formulating accessible tourism policies shall consult Disability/Accessibility experts or Non-Governmental Organisations working for the cause of Persons with Disabilities

CHAPTER VII

SPECIAL PROVISIONS FOR PERSONS WITH BENCHMARK DISABILITIES

33. Free Education for Children with Benchmark Disabilities

The State Government shall ensure that every child with benchmark disability has access to free education in a neighbourhood school or in a special school, of his/her choice, in an appropriate environment till he/she attains the age of eighteen years in compliance with section 31 (1) & (2) of the Act.

34. Reservation in Higher Educational Institutions

The State Government shall ensure that Institutions of higher education and other higher education institutions receiving aid from Government shall reserve not less than 5% (five percent) seats for persons with benchmark disabilities in compliance with section 32(1) of the Act.

35. Exemption of age limit in higher education institutions for people with benchmark disabilities

The State Government shall ensure that Institutions of higher education and other higher education institutions receiving aid from Government shall be given an upper age relaxation of five years for admission for persons with benchmark disabilities in compliance with section 32(2) of the Act

36. Reservation of posts for persons with disabilities-

- (1) In compliance with section 34(1) of the Act, the State Government shall appoint in every Government establishment, not less than 4 % (four per cent) of the total number of vacancies in the cadre strength in each group of posts meant to be filled with persons with benchmark disabilities of which, one percent each shall be reserved for persons with benchmark disabilities under clauses (a), (b) and (c) and one percent for persons with benchmark disabilities under clauses (d) and (e), namely:

- a) blindness and low vision;
 - b) deaf and hard of hearing;
 - c) locomotor disability including cerebral palsy, leprosy cured, dwarfism, acid attack victims and muscular dystrophy;
 - d) autism, intellectual disability, specific learning disability and mental illness;
 - e) multiple disabilities from amongst persons under clauses (a) to (d) including deaf-blindness in the posts identified for each disability.
- (2) Where in any recruitment year any vacancy cannot be filled up due to non-availability of a suitable person with benchmark disability or for any other sufficient reasons, such vacancy shall be carried forward in the succeeding recruitment year and if in the succeeding recruitment year also suitable person with benchmark disability is not available, it may first be filled by interchange among the five categories and only when there is no person with disability available for the post in that year, the vacancy will be filled by appointment of a person, other than a person with disability.

37. Reservation in posts identified for one or more categories

- a) If a post is identified suitable only for one category of disability, reservation in that post shall be given to persons with that disability only;
- b) Reservation of 4% (four cent) shall not be reduced in such cases and total reservation in the post will be given to persons with the disability for which it has been identified;
- c) If in case the post is identified suitable for two categories of disabilities, reservation shall be distributed between persons with those categories equally, as far as possible.

38. Age limit relaxation for persons with benchmark disability

The State Government shall, by notification, provide for relaxation of upper age limit for employment of persons with benchmark disability.

39. Identification of posts for reservation-

- (1) Government establishments shall identify posts which can be held by respective category of person with benchmark disabilities in respect of the vacancies reserved in accordance with the provisions of section 34 of the Act

- (2) **Expert Committee:** In compliance with section 33 (ii) of the Act, the State Government shall constitute an expert committee with representation of persons with benchmark disabilities for identification of such posts.
- (3) The State Government shall undertake periodic review of the identified posts.

40. Computation of vacancies-

- (1) For the purposes of computation of vacancies, 4% of the total number of vacancies including vacancies arising in the identified and non-identified posts in the cadre strength in each group of posts shall be taken into account by the State Government for the persons with benchmark disabilities:
- (2) Every Government establishment shall maintain a vacancy based roster for the purpose of calculation of vacancies for persons with benchmark disabilities in the cadre strength as per the instructions issued by the Central/State Government from time to time.
- (3) While issuing advertisement to fill up vacancies every Government establishment shall indicate the number of reserved vacancies for each class of persons with benchmark disabilities in accordance with the provisions of section 34 of the Act.
- (4) The reservation for Persons with Disability, in accordance with the provisions of section 34 of the Act, shall be horizontal and the vacancies for persons with benchmark disabilities shall be maintained as a separate class

41. Interchange of vacancies

The Government establishment shall interchange vacancies in accordance with the provisions of section 34 of the Act only if due process of recruitment to fill up the vacancies reserved for persons with benchmark disabilities has been complied with.

42. State Level Committee for disputes/objections concerning reservations within departments

A State Level Committee with representation from all departments shall be constituted to deal with disputes/objections concerning reservations within departments. In case of any dispute/objection arising on the issue of reservations under section 34 of the Act, the matter will be referred to the State Level Committee.

43. Incentive to Private Sector

In compliance with section 35 of the Act, the State Government shall provide incentives to employers in private sector, where possible, to ensure that at least 5% (five per cent) of their work force is composed of persons with benchmark disability. A policy may be framed in this regard.

44. Schemes in favour of persons with Benchmark Disabilities

The State Government shall, by notification, make schemes in favour of persons with benchmark disabilities as laid down in section 37 (a), (b) and (c) of the Act.

CHAPTER VIII**PERSONS WITH DISABILITIES WITH HIGH SUPPORT
NEEDS****45. Assessment Board-**

- (1) The State Government shall constitute an Assessment Board in compliance with sub-section (2) of section 38 of the Act. The State Government shall follow the guidelines issued by Central Government regarding constitution of Assessment Board and manner of assessment from time to time.
- (2) The State Government shall notify an authority under sub-section (1) of section 38 to receive application for high support needs and refer to Assessment Board.
- (3) The Assessment Board shall assess the case referred to it in such manner as may be prescribed by the Central Government, and shall send a report to the authority certifying the need of high support and its nature.
- (4) On receipt of a report, the authority shall take steps to provide support in accordance with the report and subject to relevant schemes and orders of the State Government in this behalf.

CHAPTER IX**ACCESSIBILITY****46. Standards of Accessibility-**

- (1) The State Government shall comply with laid down standards of accessibility for the physical environment, transportation, information and communications, including appropriate technologies and systems, and other facilities and services provided to the public in urban and rural areas.
- (2) The respective Departments shall ensure compliance of the standards of accessibility through their regulators or otherwise.

47. Accessibility measures-

- (1) The State Government shall take suitable measures to provide:
- a) facilities for persons with disabilities at bus stops, railway stations and airports conforming to the accessibility standards relating to parking spaces, toilets, ticketing counters and ticketing machines;
 - b) access to all modes of transport that conform the design standards, including retrofitting old modes of transport, wherever technically feasible and safe for persons with disabilities, economically viable and without entailing major structural changes in design, subject to availability of the same in the market.
 - c) accessible roads to address mobility necessary for persons with disabilities.

48. Media/Information & Communication

The State Government shall take measures to ensure that:

- a) all contents available in audio, print and electronic media are in accessible format;
- b) persons with disabilities have access to electronic media by providing audio description, sign language interpretation and close captioning;
- c) electronic goods and equipment which are meant for everyday use are available in universal design subject to its availability in the market.

49. Mandatory Accessibility Norms-

- (1) No establishment shall be granted permission to build any structure in the building plan does not adhere to the standard accessibility norms formulated by the Central Government
- (2) No establishment shall be issued a certificate of completion or allowed to take occupation of a building unless it has adhered to the standard norms.

50. Existing buildings

All existing public buildings shall be made accessible in accordance with the rules within a period not exceeding five years from the date of notification of these rules:

CHAPTER X**CERTIFICATE OF REGISTRATION OF INSTITUTIONS****51. Competent Authority**

In pursuance of the purpose of section 49 of the Act, the Director, Department of Social Welfare Nagaland shall be the competent authority for the purpose of registration of Institutions for Persons with Disabilities.

52. Application for and grant of Certificate of Registration-

- (1) A person desirous of establishing or maintaining an institution for persons with disabilities may make an application in **Form 'A'** to the Director, Social Welfare Department.
- (2) No person shall establish or operate any institution for Persons with Disabilities without obtaining registration certificate in compliance with section 50 of the Act.
- (3) Every application made under sub-rule (1) shall be accompanied with:
 - a) documentary evidence of work in the area of disability;
 - b) constitution or bye laws or regulation governing the institution;
 - c) audited statement and details of grants received in the last three years, preceding the date of application;
 - d) statement regarding total number of persons employed in the institution along with their respective duties;
 - e) number of professionals employed in the institution;
 - f) statement regarding qualifications of the professionals employed by the institution; and
 - g) proof of residence of the applicant.
- (4) Every application made under sub-rule (1) shall comply with the following requirement in respect of the concerned institution, namely:
 - a) that the institution has been working in the field of rehabilitation of persons with disabilities for not less than three years immediately before the date on which the application is made;

- b) that the institution is duly registered under the Indian Societies Registration Act, 1860 (XXI of 1860) or under any other law for the time being in force in the State and a copy of such registration certificate along with the byelaws and memorandum of association of the society shall accompany the application;
 - c) that the institution has not been running to profit any individual or a body of individuals;
 - d) that the institution has employed professionals registered with the Rehabilitation Council of India to cater to the special needs of children with disabilities;
 - e) that the institution has adequate teaching and learning material for the persons with disabilities; and
 - f) that the institutions have submitted its audited accounts and annual reports of last three years with competent authority.
- (5) On receipt of an application under sub-rule (1), the competent authority shall make such enquiries as it may deem fit and on being satisfied that the applicant has complied with the requirements of the Act and the rules made there under, it shall grant a certificate of registration to the applicant within a period of ninety days of receipt of application and if not satisfied, it shall, by order, refuse to grant the certificate applied for:

Provided that before making any order refusing to grant a certificate, the competent authority shall give the applicant a reasonable opportunity of being heard and every order of refusal to grant a certificate shall be communicated to the applicant in writing.

53. Validity

The certificate of registration under this rule, unless revoked under section 52 of the Act, shall remain in force for a period of three years on and from the date on which it is granted or renewed.

54. Renewal

An application for the renewal of certificate of registration shall be made in the same manner as the application for grant of certificate under sub-rule (1) accompanied with the previous certificate of registration and a statement that the applicant is applying for renewal of the certificate so accompanied:

Provided that such application shall be made before one month of the expiry of the validity of such certificate:

Provided further that the competent authority may consider application for renewal of the certificate of registration after 30 days but no later than 60 days, if he is satisfied that sufficient reasons has been provided for such delay there under, it shall grant a certificate of registration to the applicant within a period of ninety days of receipt of application and if not satisfied, it shall, by order, refuse to grant the certificate applied for:

Provided that before making any order refusing to grant a certificate, the competent authority shall give the applicant a reasonable opportunity of being heard and every order of refusal to grant a certificate shall be communicated to the applicant in writing.

53. Validity

The certificate of registration under this rule, unless revoked under section 52 of the Act, shall remain in force for a period of three years on and from the date on which it is granted or renewed.

54. Renewal

An application for the renewal of certificate of registration shall be made in the same manner as the application for grant of certificate under sub-rule (1) accompanied with the previous certificate of registration and a statement that the applicant is applying for renewal of the certificate so accompanied:

Provided that such application shall be made before one month of the expiry of the validity of such certificate:

Provided further that the competent authority may consider application for renewal of the certificate of registration after 30 days but no later than 60 days, if he is satisfied that sufficient reasons has been provided for such delay.

55. Revocation of registration-

- (1) The competent authority may, if it has reason to believe that the holder of a certificate of registration granted under sub-section (2) of section 51 of the Act has,
- a) made a statement in relation to any application for the issue or renewal of the certificate which is incorrect or false in material particulars; or
 - b) committed or has caused to be committed any breach of rules or any conditions subject to which the certificate was granted, it may, after making such inquiry, as it deems fit, by order, revoke the certificate:

Provided that no such order shall be made until an opportunity is given to the holder of the certificate to show cause as to why the certificate of registration shall not be revoked.

- (2) Where a certificate of registration in respect of an institution has been revoked under sub-rule (1) of rule 55, such institution shall cease to function from the date of such revocation:

Provided that where an appeal lies under section 53 against the order of revocation, such institution shall cease to function,

- a) where no appeal has been preferred immediately on the expiry of the period prescribed for the filing of such appeal; or
 - b) where such appeal has been preferred, but the order of revocation has been upheld, from the date of the order of appeal.
- (3) On the revocation of a certificate of registration in respect of an institution, the competent authority may direct that any person with disability who is an inmate of such institution on the date of such revocation, shall be
- a) restored to the custody of his or her parent, spouse or lawful guardian, as the case may be; or
 - b) transferred to any other institution specified by the competent authority.
- (4) Every institution which holds a certificate of registration which is revoked under this rule shall, immediately after such revocation, surrender such certificate to the competent authority.

56. Appeal

Any person aggrieved by the order of the competent authority refusing to grant a certificate of registration or revoking a certificate of registration may, within 90 days from the date of the order, appeal against that order to the AHO/Secretary, Social Welfare who shall function as appellate authority. The Secretary, Social Welfare may, after such enquiry into the matter as is considered necessary and after giving the appellant an opportunity of hearings, make such order as deemed fit within 30 days.

57. Central or State Government Institutions:

Nothing contained in this rule shall apply to institutions established or maintained by the Central Government or State Government.

58. Assistance to Registered Institutions

The State Government may within the limits of their economic capacity and development, grant financial assistance to registered institutions to provide services and to implement the schemes and programmes in pursuance of the provisions of the Act.

CHAPTER XI**CERTIFICATION OF SPECIFIED DISABILITIES****59. Competent Authority**

The Department of Health & Family Welfare, Nagaland shall notify the certifying authorities who shall be competent to issue a certificate of disability at each district and terms and conditions subject to which the certifying authority shall perform its certification functions as per the provisions of subsections (1) and (2) of section 57 of the Act and Rule 17 of the Central Rules under the Act.

60. Application for issuance of Disability Certificate-

- (1) The person desirous of obtaining a certificate will submit his/her application in **Form-B** and submit the application to-
- (a) a medical authority or any other notified competent authority to issue such a certificate in the district of residence of the applicant as mentioned in the proof of residence in the application; or
 - (b) the concerned medical authority in a government hospital where he/she may be undergoing or may have undergone treatment in connection with his/her disability;
- (2) the application shall be accompanied by
- a) residence - proof of place
 - b) two coloured photographs of recent passport size
 - c) Aadhaar Card or Aadhaar enrolment number, if any

NOTE -

No other proof of residence shall be demanded from the applicant who has Aadhaar or Aadhaar enrolment number.

- (2) Where a Person with Disability is a minor or is a person with intellectual disability or any other disability which renders him/her unfit or unable to make such an application himself/herself, the application on his/her behalf may be made by his/her legal guardian or by any organisation registered under the Act having the minor or person under its care.

61. Issuance of Disability Certificate-

- (1) On receipt of an application under rule 60, the notified certifying authority shall verify the information as provided by the applicant and shall assess the disability in terms of the relevant guidelines issued by the Central Government (MSJ&E, Department of Empowerment of Persons with Disabilities Guidelines for Evaluation and procedure for certification of various specified disabilities, Notification No. S.O.76(E) dated 4th January 2018), and after satisfying himself/herself that the applicant is a person with disability, issue a certificate of disability in his/her favour in **Form-C**, **Form-D**, and **Form-E** as the case may be.
- (2) The medical certifying authority shall issue the certificate of disability within a month from the date of receipt of the application.
- (3) The medical certifying authority shall, after due examination, issue
- a) a permanent certificate of disability in cases where there are no chances of variation of disability over time in the degree of disability; or
 - b) a temporary certificate of disability indicating the period of validity, in cases where there is any chance of variation over time in the degree of disability.
- (4) If an applicant is found ineligible for issue of certificate of disability, the medical certifying authority shall convey the reasons to him in writing under **Format-F** within a period of one month from the date of receipt of the application.

62. Procedure for maintenance of records

The competent certifying authority/medical authority, physician or any other specialist shall keep the record of applicants and disability certificates issued in electronic format or in the register. These records will be submitted to the Member Secretary of the District Level Committee by the Chief Medical Officer of the district once in every six months.

63. Certificate issued to be generally valid for all purposes

A person to whom the certificate is issued under rule 61 shall be entitled to apply for facilities, concessions and benefits admissible for Persons with Disabilities under schemes of the Government and of non-Governmental organisations funded by the Government. No other document as proof of disability will be asked.

64. Validity of certificate of disability issued under the repealed Act

The certificate of disability issue under the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 (1 of 1996) shall continue to be valid after commencement of the Act for the period specified therein.

65. Appeal-

- (1) Any person aggrieved with the decision of the authority issuing the certificate of disability may himself/herself or by the guardian appeal to the District Level Committee within 99 days from the date of the decision in the following manner.
 - a) The appeal shall contain brief background and the grounds for making the appeal.
 - b) With the appeal, a copy of the Disability Certificate or letter of rejection issued by the Certification Authority will be attached.
- (2) On receipt of such appeal, the District Level Committee shall provide the appellant an opportunity to present his/her case and thereafter pass such reasoned and detailed order as it may deem appropriate.
- (3) Every appeal preferred under sub-rule (1) shall be decided as expeditiously as possible and not later than a period of sixty days from the date of receipt of the appeal.

66. Maintenance of data of the disabled person in the State

Identity Card for the Disabled Person shall be issued by the respective District Welfare Officers (DWOs) of the Social Welfare Department on the basis of Certificate issued by the competent/authorised medical authority concerned and a separate roll of such record shall be separately maintained by the concerned DWO and the database of the same shall be centrally maintained by the Directorate of Social Welfare Department, save the UDID is maintained on all India basis by the Department of Empowerment of Persons with Disabilities, Ministry of Social Justice and Empowerment.

CHAPTER XII

STATE ADVISORY BOARD

- 67.** The State Government shall constitute a State Advisory Board in compliance with the sub-section (1) of section 66 of the Act, whose office bearers and members will be elected according to sub-section (2) of section 66 of the Act as far as practicable/ at the discretion of the State Government.
- 68. Allowances for Members of the State Advisory Board-**
- (1) The non-officials Members of the State Advisory Board shall be paid a daily allowance of Rs. 2000 (rupees two thousand) only per day for each day of the actual meetings of the said Board.
 - (2) The non-official Members of the State Advisory Board residing outside the State capital region shall be paid the daily allowance as well as travelling allowances for each day of the actual meetings of the Board at the rates admissible to a Group A or equivalent Officer of the State Government.
- 69. Notice of the meeting-**
- (1) The meeting of the State Advisory Board on disability constituted under sub-section (1) of section 66 of the Act (hereinafter in this Chapter referred to as 'the Board) shall ordinarily be held in the Capital of the State on such dates as may be fixed by its Chairperson:
Provided that it shall meet at least once in every six months.
 - (2) The Chairperson of the Board shall, upon the written request of not less than ten members of the Board, call a special meeting of the Board.
 - (3) Fifteen clear days' notice of an ordinary meeting and five clear days' notice of a special meeting specifying the date, time and the place at which such meeting is to be held and the business to be transacted thereat, shall be given by Member-Secretary of the Board to the members of the Board.
 - (4) Notice of a meeting may be given to the members of the Board by delivering the same to them by messenger or sending it by registered post to their respective last known places of residence or business or by email or in such other manner as the Chairperson of the Board may, in the circumstances of the case, thinks fit.

- (5) No member of the Board shall be entitled to bring forward for the consideration of the meeting any matter of which he has not given ten clear days' notice to the Member Secretary of the Board, unless the Chairperson of the Board, in his/her discretion, permits him/her to do so.
- (6) The Board may adjourn its meeting from day to day or to any particular day as under:
 - a) Where a meeting of the Board is adjourned from day to day, notice of such adjourned meeting shall be given, to the members of the Board available at the place where the meeting which was adjourned to be held and it shall not be necessary to give notice of the adjourned meeting to the rest of the members;
 - b) Where a meeting of the Board is adjourned not from day to day but from the day on which the meeting is to be held to another date, notice of such meeting shall be given to all members of the Board in the manner as specified in sub-rule (4).

70. Presiding Officer:

The Chairperson of the Board shall preside at every meeting of the Board and in his/her absence, the Vice-Chairperson thereof shall preside, but when both the Chairperson and the Vice-Chairperson of the Board are absent from any meeting, the members of the Board present shall elect one of the members to preside at that meeting.

71. Quorum-

- (1) One-third of the total members of the Board shall form the quorum for any meeting.
- (2) If at any time fixed for any meeting or during the course of any meeting less than one-third of the total members of the Board are present, the Chairperson thereof may adjourn the meeting to such hours on the following or on some other future date as he/she may fix.
- (3) No quorum shall be necessary for the adjourned meeting of the Board.
- (4) No matter which had not been on the agenda of the ordinary or the special meeting of the Board, as the case may be, shall be discussed at its adjourned meeting.
- (5) (a) Where a meeting of the Board is adjourned under sub-rule (2) for want of quorum to the following day, notice of such adjourned meeting shall be given to the members of the Board available at the place where the meeting which was adjourned was to be held

and it shall not be the meeting which was adjourned meeting to other members; and (b) Where a meeting of the Board is adjourned under sub-rule (2) for want of quorum not to the following, but on a date with sufficient gap, notice of such adjourned meeting shall be given to all the members of the Board in the manner as specified in sub-rule (4) of rule 69.

72. Minutes-

- (1) Record shall be kept of the names of all the members of the Board who attended the meeting of the Board and the proceedings at the meeting in a book to be maintained for that purpose by the Member-Secretary of the Board.
- (2) The minutes of the previous meeting of the Board shall be read at the beginning of every succeeding meeting, and shall be confirmed and signed by the presiding officer of the Board.
- (3) The proceeding shall be open to inspection by any member of the Board at the office of the Member Secretary of the Board during office hours.

73. Business to be transacted at meeting:

Except with the permission of the presiding officer, no business which is not entered in the agenda or of which notice has not been given by a member under sub-rule (5) of rule 69 shall be transacted at any meeting of the Board

74. Agenda for the meeting of the State Advisory Board-

- (1) At any meeting of the Board business shall be transacted in the order in which it is entered in the agenda, unless otherwise resolved in the meeting with the permission of the presiding officer:

Provided that either at the beginning of the meeting of the board or after the conclusion of the debate on a motion during the meeting, the presiding officer or a member of the Board may suggest a change in the order of business as entered in the agenda and if the Chairperson of the Board agrees, such a change shall take place.

75. Decision by majority

All questions considered at a meeting of the Board shall be decided by a majority of votes of the members of the Board present and voting and in the event of equality of votes, the Chairperson of the Board, or in the absence of Chairperson, the Vice-Chairperson of the Board or in the absence of the both the Member presiding at the meeting, as the case may be, shall have a second or casting vote.

76. No proceeding to be invalid due to vacancy or any defect

No proceeding of the Board shall be invalid by reasons of existence of any vacancy in or any defect in the constitution of the Board.

CHAPTER XIII**DISTRICT LEVEL COMMITTEES**

- 77. (1)** As stated in section 72 of the Act, the State Government shall constitute District-Level Committees on disability in every district to perform such functions as may be prescribed by it.

(2) The District-Level Committees shall consist of:

- (a) EX OFFICIO CHAIRPERSON - Deputy Commissioner
- (b) MEMBER SECRETARY - District Social Welfare Officer
- (c) MEMBERS:
 - i) Civil Surgeon or Chief Medical Officer
 - i) District Education Officer
 - iii) District Transport Officer
 - iv) Member Secretary, District Legal Services Authority
 - v) District Child Protection Officer
 - vi) APMR Specialist/Rehabilitation Specialist/ a Psychiatrist, ENT, EYE or Orthopedic Surgeon of the district whichever is available.
 - vii) Tribal Hoho/Organisation representative
 - viii) Representative of a Registered Organisation working for People with Disabilities
 - ix) A Person with Disability as defined in clause (s) of section 2 of the Act
 - x) Any other member as invited by the Chairperson.

- (3) The members referred to in clauses (VIII) and (IX) shall be nominated every three years by rotation and shall be on the recommendation of the Deputy Commissioner concerned.

78. Functions of the Committee:

The District-Level Committee on disability shall perform the following functions, namely:

- a) Advise the District authorities on matters relating to rehabilitation and empowerment of Persons with Disabilities.
- b) Monitor the implementation of the provisions of the Act and the rules made there under by the district authorities.
- c) Assist the District authorities in implementation of schemes and programmes of the Government for empowerment of Persons with Disabilities.
- d) Look into the complaints relating to non-implementation of the provisions of the Act by the District authorities and recommend suitable remedial measures to the concerned authority to redress such complaints.
- e) Look into appeals made by the employees of Government establishments aggrieved with action taken by the District level establishments under sub-section (4) of section 23 of the Act and recommend appropriate measures.
- f) Any other functions as may be assigned by the State Government

CHAPTER XIV

**STATE COMMISSIONER FOR PERSONS WITH
DISABILITIES**

- 79.** The State Government shall appoint a State Commissioner for Persons with Disabilities in compliance with sub-section (1) of section 79 of the Act
- (1) The State Commissioner shall discharge duties according to section 80 of the Act.
 - (2) The authority and powers of the State Commissioner shall be as prescribed under sections 81 and 82 of the Act.

80. Qualification for appointment of State Commissioner

A person shall not be qualified to be appointed as a State Commissioner unless:

- (a) he/she has special knowledge or practical experience in respect of the matters relating to disability rights and empowerment and rehabilitation of persons with disabilities;
- (b) he/she has not attained the age of sixty years on the 1st January of the year in which the last date for receipt of applications occurs, as specified in the advertisement inviting applications for appointment of the State Commissioner;
- (c) if in service under the Central Government or a State Government, he/she shall seek retirement from such service before appointment to the post; and
- (d) possesses the following educational qualifications and experience, namely:

(A) Educational Qualifications:

- (a) Essential: Graduate from a recognized University
- (b) Desirable: recognised degree or diploma in social work or law or management or human rights or rehabilitation or education of disabled persons.

(B) Experience:

At least twenty years experience in a Group 'A' level or equivalent post:

- (a) in Central or State Government or
- (b) Public Sector Undertaking or Semi Government or Autonomous Bodies dealing with disability related matters or social sector or
- (c) works in the capacity of a senior level functionary in a registered State or national or international level voluntarily organization working in the field of disability or social development;

Provided that out of the total twenty years experience mentioned in this subclause, at least three years of experience in the recent past had been in the field of Empowerment of Persons with Disabilities.

81. Mode of appointment of the State Commissioner-

- (1) At least three months before the post of State Commissioner for Persons with Disabilities is due to fall vacant, an advertisement shall be published in at least two State level daily English newspapers, inviting applications for the post from eligible candidates fulfilling the criteria mentioned in rule 80.

- (2) A Search-cum-Selection Committee shall be constituted by the State Government to recommend to it a panel of three suitable candidates for the post of the State Commissioner.
- (3) Composition of the Search-cum-Selection Committee referred to in sub-rule
- (2) Shall be governed by relevant instructions issued by the concerned administrative department of the State Government.
 - a) The panel recommended by the Search-cum-Selection Committee under sub-rule (2) may consist of persons from amongst those who have applied in response to the advertisement made under sub-rule (1) as well as from other willing eligible persons in the employment of Central or State Government whom the Committee may consider suitable.
 - b) The State Government shall appoint one of the candidates recommended by the Search-cum-Selection Committee.

82. Terms of the State Commissioner-

- (1) The State Commissioner shall be appointed on full time basis for a period of three years from the date on which he/she assumes office, or till he/she attains the age of sixty-five years, whichever is earlier.
- (2) A Person may serve as State Commissioner for Persons with Disabilities for a maximum of two terms, subject to the upper age limit of sixty-five years.

83. Salary and Allowances of State Commissioner-

- (1) The salary and allowances of the State Commissioner shall be equivalent to the salary and allowances as admissible to Commissioner & Secretary to the State Government.
- (2) Where a State Commissioner, being a retired government servant or a retired employee of any institution or autonomous body funded by the Central or State Government, is in receipt of pension in respect of such previous service, the salary admissible to him/her under these rules shall be reduced by the amount of the pension, and if he/she had received in lieu of a portion of the pension, the commuted value thereof, by the amount of such commuted portion of the pension.

84. Other terms and conditions of service

The other terms and conditions of service of State Commissioner shall be such as specified below, namely:

- a) LEAVE: The State Commissioner for Persons with Disabilities shall be entitled to such leave as is admissible to Group 'A' officer under the relevant provisions of State Civil Service Rules applicable on them.
- b) LEAVE TRAVEL CONCESSION: The State Commissioner shall be entitled to such Leave Travel Concession as is admissible to Group 'A' officers under relevant provisions of the State Civil Rules applicable on them.
- c) MEDICAL BENEFITS: The State Commissioner shall be entitled to such medical benefits as is admissible to Group 'A' officers under the relevant provisions of the State Civil Service Rules applicable on them.

85. Resignation and removal-

- (1) The State Commissioner may, by notice in writing, under his/her hand, addressed to the State Government, resign from his/her post.
- (2) The State Government shall remove the State Commissioner from his/her office, if he/she -
 - a) becomes an undischarged insolvent; or
 - b) engages himself during his/her term of office in any paid employment or activity outside the duties of his/her office; or
 - c) is convicted and sentenced to imprisonment for an offence which in the opinion of the State Government involves moral turpitude; or
 - d) is in the opinion of the State Government, unfit to continue in office by reason of infirmity of mind or body or serious default in the performance of his/her functions as laid down in the Act; or
 - e) without obtaining leave of absence from the State Government, remains absent from duty for a consecutive period of fifteen days or more; or
 - f) has, in the opinion of the State Government, so abused the position of the State Commissioner as to render his/her continuance in the office detrimental to the interest of persons with disability: Provided that no State Commissioner shall be removed from office under this rule except after following the procedure, mutatis mutadis, applicable for removal of Group 'A' officer of the State Government.

- (3) The State Government may suspend a State Commissioner, in respect of whom proceeding for removal has been commenced in accordance with sub rule (2), pending conclusion of such proceeding.

86. Residuary provision

The other conditions of service of the State commissioner, in respect of which no express provision has been made in these rules, shall be determined by the rules and orders for the time being applicable to the Secretary to the State Government.

87. Advisory Committee to assist the State Commissioner

- (1) The State Government shall appoint an Advisory Committee comprising five experts to represent each of the five groups of specified disabilities mentioned in the Schedule to the Act to advise the State Commissioner in the exercise of the duties of his/her office.
- (a) the members of the Advisory Committee will be appointed for a term of 3 years from their date of appointment.
- (b) the appointment will be made based on their expertise and experience in the field of disability rehabilitation/affairs, including one legal expert.
- (c) two seats of the committee will be reserved for experts/senior officers of the Government nominated by the State Government.
- (d) the Advisory Committee shall meet at least once in six months.
- (e) the members will be given daily allowance at the rate notified by the State Government from time to time.
- (2) The State Commissioner may invite subject or domain expert as per the need who shall assist him/her in meeting or hearing and in preparation of the report.
- (3) The non-official members of the Advisory Committee, residing in the State capital, shall be paid allowance of rupees two thousand per day for each day of the actual meeting.
- (4) Non-official members of the Advisory Committee, not residing in the State Capital shall be paid daily allowance as well as travelling allowances for each day of the actual meeting at the rate admissible to a Group 'A' officer of the State Government.

88. Secretary of the Commission-

- (1) The State Government shall appoint an Ex-Officio Secretary of the Commission on honorary basis to assist the State Commissioner and the establishment of the Commission in its day to day functioning from amongst the senior members of either the Central Service or State Civil Service cadres serving in the administrative department of Social Welfare. If the senior members from either the cadre are not available, an officer not below the rank of Deputy Secretary to the Government of Nagaland serving in the administrative department of Social Welfare shall be appointed as Ex-Officio Secretary of the Commission.
- (2) The Secretary shall also act as a channel between the State Government and the State Commissioner, the Advisory Body, the Governing Body, Public Prosecutor and any other Competent Authority specified under the State Rules, 2019.
- (3) The Secretary shall act as the Drawing and Disbursing Officer (DDO) of the Commission. Hence, all financial transaction of the Commission shall be done under the name and seal of the Secretary.
- (4) The tenure of the Secretary shall be as notified or prescribed by the State Government from time to time.

89. Complaints procedure to be followed by State Commissioner-

- (1) A complainant may present a complaint containing the following particulars in person or by his/her agent to the State Commissioner, namely:
 - a) the name, description and the address of the complainant;
 - b) the name, description and the address of the opposite party or parties, as the case may be, so far as they may be ascertained;
 - c) the facts relating to complaint and when and where it arose;
 - d) documents in support of the allegations contained in the complaint;
 - e) the relief which the complaints claims.
- (2) The State Commissioner, on receipt of a complaint, shall refer a copy of the complaint to the opposite party or parties mentioned in the complaint directing him/her to give his/her version of the case within a period of thirty days or such extended period not exceeding fifteen days as may be granted by the State Commissioner.

- (3) On the date of hearing or any other date to which hearing could be adjourned, the parties or their agents shall appear before the State Commissioner.
- (4) Where the complainant or his/her agents fail to appear before the State Commissioner on such days, the State Commissioner may either dismiss the complaint on default or decide on merits.
- (5) Where the opposite party or his/her agents fail to appear on the date of hearing, the State Commissioner may take such necessary action under section 82 of the Act as he/she deems fit for summoning and enforcing the attendance of the opposite party.
- (6) The State Commissioner may dispose of the complaints ex-parte, if necessary.
- (7) The State Commissioner may on such terms as he/she deems fit and at any stage of the proceeding, adjourn the hearing of the complaint.
- (8) The State Commissioner shall decide the complaints as far as possible within a period of three months from the date of receipt of notice by the opposite party.

90. Submission of Annual Reports-

- (1) The State Commissioner shall, as soon as may be possible after the end of the financial year, but not later than the 30th day of the September in the next year ensuing, prepare and submit to the State Government an Annual Report giving a complete account of his/her activities during the said financial year.
- (2) In particular, the Annual Report referred to in sub-rule (1) shall be in the form so that the details of separate matters be provided under separate heads inter-alia containing therein information in respect of each of the following matters, namely:
 - a) names of officers and employees in the office of the State Commissioner and a chart showing the organizational set up;
 - b) the functions which the State Commissioners has been empowered under the Act and the highlights of the performance in this regard;
 - c) the main recommendation made by the State Commissioner;
 - d) progress made in the implementation of the Act in the State; and
 - e) any other matter deemed appropriate for inclusion by the State Commissioner or specified by the State Government from time to time to be included in the report.

CHAPTER XV
SPECIAL COURT

- 91. Special Court** In pursuance of section 84 of the Act, the State Government shall by notification, specify for each district, a Special Court to try the offences under this Act.
- 92. Appointment of Public Prosecutor-**
- (1) The Public Prosecutor to be appointed by the State Government in every Special Court shall have: -
- a) Practical experience of handling cases of Persons with Disabilities.
 - b) Experience at the Bar of not less than three years.
 - c) Shall be well versed with local language and customs.
- (2) The fee and other remunerations of the Special Public Prosecutor specified or appointed under sub-section (1) of section 85 of the Act shall be the same as that of Public Prosecutor appointed by the State Government under the code of criminal procedure, 1973 (1-1974) for conducting the cases before a court of session.

CHAPTER XVI
STATE FUND FOR PERSON WITH DISABILITIES

- 93. State Fund and its management-**
- (1) There shall be a constituted Fund to be called the State Fund for Persons with Disabilities and there shall be credited thereto:
- a) all sums received by way of grant, gifts, donation, benefactions, bequests or transfers;
 - b) all sum received from the State Government including grants-in-aid; and
 - c) all sum from such other sources as may be decided by the State Government.
- (2) There shall be a Governing body consisting of following members to manage the State fund, namely: -
- a) Administrative Head of Social Welfare Department—Chairperson;

- b) Two representative from the Department of Health and Family Welfare, Department of Education, Department of Labour and Employment, Department of Finance, Department of Rural Development in the State Government, not below the rank of a Joint Secretary, by rotation in alphabetical orders – members;
 - c) Two persons representing different types of disabilities to be nominated by the State Government, by rotation – members;
 - d) Director of Social Welfare Department – Convener and Chief Executive Officer.
- (3) The governing body shall meet as often as necessary, but at least once in every financial year.
- (4) The nominated members shall hold office for not more than three years.
- (5) No members of the governing body shall be a beneficiary of the Fund during the period such Member holds office.
- (6) The nominated non-official members shall be eligible for payment of travelling allowance and dearness allowance as admissible to a Group 'A' officer of the State Government for attending the meetings of the governing body.
- (7) No persons shall be nominated under clause (b) and (c) of sub-rule 2 as a member of the governing body if he/she
- a) is, or has been, convicted of an offence, which in the opinion of the State Government, involves moral turpitude; or
 - b) is, or at any time has been, adjudicated as an insolvent.

94. Utilisation of the State Fund-

- (1) The State Fund shall be utilised for the following purposes, namely:
- a) financial assistance in the areas which are not specifically covered under any scheme and programme of the State Government;
 - b) administrative and other expenses of the fund, as may be required to be incurred by or under the Act; and
 - c) such other purposes as may be decided by the governing body.

- (2). Every proposal of expenditure shall be placed before the governing body for its approval.
- (3). The governing body may appoint Secretarial staff including accountants with such terms and conditions as it may think appropriate to look after the management and utilization of the State fund based on need based requirement.
- (4). The State fund shall be utilised/invested in such manner as may be decided by the governing body.

95. Budget

The Chief Executive Officer of the State Fund shall prepare the budget for incurring expenditure under the State Fund in each financial year showing the estimated and expenditure of the Fund in January every year and shall place the same for consideration of the governing body.

96. Annual Report

The Annual report of the Department dealing with Empowerment of Persons with Disabilities in the State Government shall include a chapter on the State Fund.

CHAPTER XVII **MISCELLANEOUS**

- 97. Provisions in addition to** The provisions specified in these rules shall be in addition to all other provisions in the Rights of Persons with Disabilities Act, 2016 and also not in derogation of the provisions of any other law in force.

98. Protection of Action Taken in good faith:

No suit, prosecution or other legal proceeding shall lie against the State Government or any officer of the State Government or any officer or employee of the State Commissioner for anything which is in good faith done or intended to be done under the Rights of Persons with Disabilities Act, 2016 or the rules made there under.

Form-A

Application for a Certificate of Registration

[See rule 52 (I)]

- (1) Name of applicant and his address: _____
- (2) Institution in respect of which application is made:
 - a. Name : _____
 - b. Address (Office/Project) : _____
 - c. Phone/Fax/Telex/ (Office): _____
(Project)
- (3) (i) Name of the Act under which the institution is already registered: _____
(ii) Registration No. and date of registration: _____
(Please attach a photocopy)
- (4) Memorandum of Association and Bye-laws of the institution:
- (5) Name, address, occupation and other particulars of the members of the Board of Management/Governing Body of the institution:
- (6) Present Activities of the institution: _____
- (7) Present membership strength and categorization of the institution. List of documents to be attached:
 - (a) A copy of the annual report for the previous year,
 - (b) Audited Statement of account duly certified by Chartered Accountant for the last two years

- (i) Receipt and Payment Account (by Chartered Accountant for the last two years)
- (ii) Income and Expenditure Account (by Chartered Accountant for the last two years)
- (iii) Balance sheet for the last two years (by Chartered Accountant for the last two years)
- (c) Details of staff employed by the institution.
- (d) Details of beneficiaries to be covered by the _____ of the institution
- (e) If the hostel is maintained, then number of hostellers.
- (f) Other terms if any.
- (g) Whether the institution is located on its own/Rented building (necessary evidence to be attached).

Signature of the Applicant

Name:

Designation:

Address:

Date:

Office Stamp

Form- BApplication for obtaining Certificate of Disability by Persons with
Disabilities

[see rule 60 (I)]

- (1) Name: _____
(Surname) (First Name) (Middle Name)
- (2) Father's Name: _____ Mother's Name: _____
- (3) Dated of Birth: _____ / _____ / _____
(Date) (Month) (Year)
- (4) Age at the time of application: _____ Years
- (5) Sex: Male/Female/Transgender _____
- (6) Address:
(a) Permanent address (b) Current Address (i.e. for communication)

- (c) Period since when residing at current address _____
- (7) Educational Status (Please tick as applicable)
- (i) Post Graduate
 - (ii) Graduate
 - (iii) Diploma
 - (iv) Higher Secondary
 - (v) High School
 - (vi) Middle
 - (vii) (viii) Primary Non-literate
- (8) Occupation _____

- (9) Identification marks (i) _____ (ii) _____
- (10) Nature of disability: _____
- (11) Period since when disabled: From Birth//since year _____
- (12) (i) Did you ever apply for issue of a certificate of disability in the past
_____ yes/no
- (ii) If yes, details:
- (a) Authority to whom and district in which applied

- (b) Result of the Application _____
- (13) Have you ever been issued a certificate of disability in the past? If
yes, please enclose a true copy.

Declaration: I hereby declare that all particulars stated above are true to the best of my knowledge and belief, and no material information has been concealed or misstated. I further state that if any inaccuracy is detected in the application, I shall be liable to forfeiture of any benefits derived and other action as per law.

(signature or left thumb impression of person with disability, or of his/her legal guardian in case of persons with intellectual disability, autism, cerebral palsy and multiple disabilities, etc.)

Date:

Place:

Enclosures:

1. Proof of residence (please tick as applicable).
 - (a) ration card,
 - (b) voter identity card,
 - (c) driving license,
 - (d) bank passbook,
 - (e) Pan card,
 - (f) Passport,
 - (g) Aadhaar card
 - (h) telephone, electricity, water and any other utility bill indicating the address of the applicant,
 - (i) a certificate of residence issued by a panchayat, municipality, cantonment board, any gazetted officer, or the concerned Patwari or Head master of a Government School,
 - (j) in case of an inmate of a residential institution for persons with disabilities, destitute, mentally ill, and other disability, a certificate of residence from head of such institution.
2. Two recent passport size photographs

(For office use only)

Date:

Place:

Signature of issuing authority
Stamp

Form-C

Certificate of Disability

(In cases if amputation or complete permanent paralysis of limbs or dwarfism; and in case of blindness)

[See rule 61 (I)]

(Name and Address of the Medical Authority issuing the Certificate)

Recent passport
size attested
photograph
(Showing face
only) of the person
with disability.

Certificate No.

Date:

This is to certify that I have carefully examined Shri/ Smt./
Kum. _____ Son/wife/
daughter of Shri. _____ date of birth
(DD/MM/YY) _____ Age _____ years, male/female
_____ registration No _____ permanent
resident of House No. _____ Ward/Village/Street
_____ Post Office _____ District
_____ State _____, whose photograph
is affixed above, and am satisfied that:

(A) He/she is a case of:

- * locomotor disability
- * dwarfism
- * blindness

(Please tick as applicable)

- (B) The diagnosis in his/her case is _____
- (C) He/She has _____ % (in figure) _____ percent (in words) permanent locomotor disability/dwarfism/blindness in relation to his/her _____ (part of body) as per guidelines (.....number and date of issue of the guidelines to be specified).
2. The applicant has submitted the following documents as proof of residence: -

Nature of Document	Date of issue	Details of authority issuing certificate

(Signature and Seal of Authorised
Signatory of notified Medical Authority)

Signature/Thump impression of
Person in whose favour certificate of
disability is issued

Form-D

Certificate of Disability
(In cases of Multiple disabilities)
[See rule 61 (I)]

(Name and Address of the Medical Authority issuing the Certificate)

Recent passport
size attested
photograph
(Showing face
only) of the person
with disability.

Certificate No. _____

Date: _____

This is to certify that we have carefully examined Shri/ Smt./ Kum.
_____ Son/wife/daughter
of Shri. _____ date of birth
(DD/MM/YY) _____ Age _____ years, male/female _____
Registration No. _____ permanent resident of House No. _____
Ward/Village/Street _____ Post Office _____
District _____ State _____, whose photograph
is affixed above, and am satisfied that:

(A) He/she is a case of Multiple Disability. He/her extent of
permanent physical impairment/disability has been evaluated
as per guidelines (.....number and date of issue of the
guidelines to be specified) for the disabilities ticked below, and
is shown against the relevant disability in the table below:

Sl.No.	Disability	Affected part of body	Diagnosis	Permanent physical impairment/mental disability (in %)
1.	Locomotor disability	(a)		
2.	Muscular Dystrophy			
3.	Leprosy cured			
4.	Dwarfism			
5.	Cerebral Palsy			
6.	Acid attack Victim			
7.	Low vision	#		
8.	Blindness	#		
9.	Deaf	£		
10.	Hard of Hearing	£		
11.	Speech and Language disability			
12.	Intellectual Disability			
13.	Specific Learning Disability			
14.	Autism Spectrum Disorder			
15.	Mental illness			
16.	Chronic Neurological Conditions			
17.	Multiple sclerosis			
18.	Parkinson's disease			
19.	Haemophilia			
20.	Thalassemia			
21.	Sickle Celldisease			

(B) In the light of the above, his/her over all permanent physical impairment as per guidelines (..... number and date of issue of the guidelines to be specified), is as follows: -

In figures: _____ percent

In words: _____ Percent

2. This condition is progressive/non-progressive/likely to improve/not likely to improve.
3. Reassessment of disability is:
 - (i) Not necessary, or
 - (ii) Is recommended/after Years months, and therefore this certificate shall be valid till

.....

(DD) (MM) (YY)

@ e.g. Left/Right/both arms/legs

e.g. Single eye

£ e.g. Left/Right/both ears

4. The applicant has submitted the following documents as proof of residence:

Name of document	Date of issue certificate	Details of authority issuing

5. Signature and seal of the Medical Authority.

Name and Seal of Member	Name and Seal of Member	Name and Seal of the Chairperson

Signature/Thumb impression of
Person in whose favour certificate of
disability is issued

Form-E**Certificate of Disability**

(In cases other than those mentioned in forms C and D)

(Name and Address of the Medical Authority issuing the Certificate)

[See rule 61 (I)]

Recent passport
size attested
photograph
(Showing face
only) of the person
with disability.

Certificate No

Date:

This is to certify that I have carefully examined Shri/Smt/Kum.

_____son/wife/daughter of Shri.

Date of Birth (DD/MM/YY) _____

Age _____ years, male/female _____ Registration No.

permanent resident of House No. _____ ward/village/street _____

post office _____ District _____ State _____, whose

photograph is affixed above, and am satisfied that he/she is a case of

evaluated as per guidelines (... number and date of issue of the

guideline to be specified) and is shown against the relevant disability in

the table below:-

Sl.No.	Disability	Affected part of body	Diagnosis	Permanent physical impairment/mental disability (in %)
1.	Locomotor disability	@		
2.	Muscular Dystrophy			
3.	Leprosy cured			
4.	Cerebral Palsy			
5.	Acid attack Victim			
6.	Low vision	#		
7.	Deaf	€		
8.	Hard of Hearing	€		
9.	Speech and Language disability			
10.	Intellectual Disability			
11.	Specific Learning Disability			
12.	Autism Spectrum Disorder			
13.	Mental illness			
14.	Chronic Neurological Conditions			
15.	Multiple sclerosis			
16.	Parkinson's disease			
17.	Haemophilia			
18.	Thalassemia			
19.	Sickle Celldisease			

(Please strike out the disabilities which are not applicable)

2. The above condition is progressive/non- progressive/
likely improve/not likely to improve.

3. Reassessment of disability is: -

(i) Not necessary, or

3. (ii) Is recommended/after _____ years _____ months, and
therefore this certificate shall be valid till (DD/MM/YY)

_____.

@ - e.g. Left/Right/both arms/legs

- e.g. Single eye/both eyes

€ - e.g. Left/Right/both ears

4. The applicant has submitted the following documents as proof of residence:

Name of document	Date of issue	Details of authority issuing certificate

(Authorised signatory of notified Medical Authority)

(Name and Seal)

Countersigned

(Countersigned and seal of the

Chief Medical Officer/ Medical

Superintendent/ Head of Government

Hospital, in case the Certificate is issued

by a medical authority who is not a

Government servant (with seal))

Signature/Thumb impression of Person in whose favour certificate of disability is issued

Note.- In case this certificate is issued by a Medical authority who is not a Government servant, it shall be valid only if countersigned by the Chief Medical Officer of the District.

Form-F

Intimation of rejection of Application for Certificate of Disability

See rule 61 (4)

No. _____ Dated: _____

To,

(Name and address of applicant for Certificate of Disability)

Sub: Rejection of Application for Certificate of Disability

Sir/Madam,

Please refer to your application dated _____
for issue of a Certificate of Disability for the following disability:

2. Pursuant to the above application, you have been examined by the undersigned/Medical Authority on ____ __ ____, and I regret to inform that, for the reasons mentioned below, it is not possible to issue a Certificate of Disability in your favour:

- (i)
- (ii)
- (iii)

3. In case you are aggrieved by the rejection of your application, you may represent to _____, requesting for review of this decision.

Yours faithfully,

(Authorized Signatory of the notified Medical Authority)

(Name and Seal

PART-IIB**NOTIFICATION****Dated Kohima, the 4th February 2020.**

NO HC(K)15/09/REG/67-104 :: The Hon'ble Gauhati High Court is pleased to order transfer and posting of the following officers in the Grade –II of the Nagaland Judicial Service.

Sl No	Name of the Officers with present designation	New place of Posting	Remarks
1	Smti Tucuno Vamuzo Chief Judicial Magistrate, Longleng.	Chief Judicial Magistrate, Peren	She will hand over charge of her Court and Office to Civil Judge(Jr Dvn),Longleng and proceed to take over Charge from CJM, Peren immediately.
2	Smti Somet Chumden Chang Chief Judicial Magistrate, Peren.	Chief Judicial Magistrate, Dimapur.	She will hand over Charge to CJM Designate, Peren and proceed to take over Charge of CJM, Dimapur immediately
3	Shri Ajongba Imchen Chief Judicial Magistrate, Dimapur.	Chief Judicial Magistrate, Longleng	He will hand over charge of his Court and Office to CJM Designate, Dimapur , and proceed to take over Charge from Civil Judge (Jr.Dvn), Longleng immediately

Sd/-
Mr. NEIKO AKAMI
REGISTRAR

PART-III**OFFICE MEMORANDUM**

No. AR-3/GEN-164/2005(Vol-II)

Dated Kohima, the 11th February 2020.**The Right to Information (Terms of Office, Salaries, Allowance and other Terms and conditions of service of Chief Information Commissioner, Information Commissioners in the Central Information Commission, State Chief Information Commissioner and State Information Commissioners in the State Information Commission) Rules, 2019.**

The undersigned is directed to forward herewith a copy of the Notification Dated 24.10.2019 notifying the Right to Information rules, 2019 which has been amended by the Government of India as per the section 27 of the Right to Information Act, 2005 for information.

Sd/-

LIVITOLI SUKHALU, NCS

Under Secretary to the Government of Nagaland.

MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS

(Department of Personnel and Training)

NOTIFICATION

New Delhi, the 24th October, 2019

G.S.R. 810(E).—In exercise of the powers conferred by clauses (ca) and (cb) of sub-section (2) of section 27 of Right to Information Act, 2005 (22 of 2005), the Central Government hereby makes the following rules, namely:—

CHAPTER I**PRELIMINARY**

1. **Short title and commencement.**—(1) These rules may be called The Right to Information (Term of Office, Salaries, Allowances and Other Terms and Conditions of Service of Chief Information Commissioner, Information Commissioners in the Central Information Commission, State Chief Information Commissioner and State Information Commissioners in the State Information Commission) Rules, 2019.

(2) They shall come into force on the date of their publication in the Official Gazette.

CHAPTER II

2. **Definitions.**—(1) In these rules, unless the context otherwise requires, -

(a) "Act" means the Right to Information Act, 2005 (22 of 2005);

(b) "Central Information Commission" shall have the same meaning assigned to it under clause (b) of section 2 of the Act ;

- (c) "Chief Information Commissioner" and "Information Commissioner" shall have the same meaning assigned to it under clause (d) of section 2 of the Act;
- (d) "State Chief Information Commissioner" and "State Information Commissioner" shall have the same meaning assigned to it under clause (I) of section 2 of the Act;
- (e) "State Information Commission" shall have the same meaning assigned to it under clause (k) of section 2 of the Act.
- (2) The words and expressions used and not defined under these rules, but defined in the Act shall have the same meaning as respectively assigned to them in the Act.

CHAPTER III

TERM OF OFFICE, SALARIES, ALLOWANCES AND OTHER TERMS AND CONDITIONS OF SERVICE OF THE CHIEF INFORMATION COMMISSIONER AND INFORMATION COMMISSIONER IN THE CENTRAL INFORMATION COMMISSION

- 3. Term of office.**—The Chief Information Commissioner, or Information Commissioners, as the case may be, shall hold office for a period of three years from the date on which he enters upon his office.
- 4. Retirement from parent service on appointment.**—The Chief Information Commissioner or Information Commissioners, as the case may be, who on the date of his appointment to the Commission, was in the service of the Central or a State Government, shall be deemed to have retired from such service with effect from the date of his appointment as Chief Information Commissioner or an Information Commissioner in the Central Information Commission.
- 5. Pay.**—(1) The Chief Information Commissioner shall receive a pay of Rs. 2,50,000 (Rupees two lakh and fifty thousand)(fixed) per mensem.
- (2) An Information Commissioner shall receive a pay of Rs. 2,25,000 (Rupees two lakh and twenty five thousand) (fixed) per mensem.
- (3) In case the Chief Information Commissioner or Information Commissioners, as the case may be, at the time of his appointment is, in receipt of any pension, the pay of such Chief Information Commissioner or Information Commissioners, as the case may be, shall be reduced by the amount of that pension including any portion of pension which was commuted and pension equivalent of other forms of retirement benefits excluding pension equivalent of retirement gratuity;
- (4) In case the Chief Information Commissioner or Information Commissioners, as the case may be, at the time of his appointment, is in receipt of retirement benefits in respect of any previous service rendered in Corporation established by or under any Central Act or State Act or a Government company owned or controlled by the Central Government or the State Government, his pay in respect of the service as the Chief Information Commissioner or Information Commissioners, as the case may be, shall be reduced by the amount of pension equivalent to the retirement benefits.
- 6. Dearness Allowance.**—The Chief Information Commissioner or Information Commissioners, as the case may be, shall be entitled to draw dearness allowance at the rate admissible to an officer holding a post carrying the same pay in the Central Government, as revised from time to time.
- 7. Leave.**—(1) The Chief Information Commissioner or Information Commissioners, as the case may be, shall be entitled to rights of leave as per admissibility to an officer holding a post carrying the same pay in the Central Government, as revised from time to time.
- (2) In case the Chief Information Commissioner, the competent authority to sanction the leave shall be the President of India and in case of the Information Commissioners, the Chief Information Commissioner shall be the competent authority.
- 8. Cash Payment in lieu of unutilised Earned Leave.**—The Chief Information Commissioner or Information Commissioners, as the case may be, shall be entitled to encashment of fifty per cent. of earned leave to his credit at the time of completion of tenure:

Provided that for a Chief Information Commissioner or an Information Commissioner, as the case may be, who had retired from the service of the Central or a State Government prior to appointment as a Chief Information Commissioner and Information Commissioner, as the case may be, the aggregate period for which the encashment of unutilised earned leave shall be entitled shall be subject to a maximum period as per admissibility to an officer holding a post carrying the same pay in the Central Government or the State Government, as the case may be, as revised from time to time.

9. Medical Facilities.—The Chief Information Commissioner and Information Commissioners, as the case may be, shall be entitled to medical treatment and Hospital facilities as provided in the Central Government Health Scheme and at places where the Central Government Health Scheme is not in operation, the Chief Information Commissioner and Information Commissioner shall be entitled to medical facilities as provided in the Central Service (Medical Attendance) Rules, 1944.

10. Accommodation.—(1) The Chief Information Commissioner or Information Commissioners, as the case may be, shall be eligible subject to availability, to the use of official residence from the general pool accommodation of the type as admissible to an officer holding a post carrying the same pay in the Central Government on the payment of the license fee at the rates prescribed by Central Government from time to time.

(2) Where Chief Information Commissioner or an Information Commissioner is not provided with or does not avail himself of the general pool accommodation referred to in sub-rule (1), he may be paid House Rent Allowance at the rate admissible to an officer holding a post carrying the same pay in the Central Government.

11. Leave Travel Concession, Travelling Allowance, Daily Allowance.—The Chief Information Commissioner or Information Commissioners, as the case may be, shall be entitled to leave travel concession, travelling allowance and daily allowance as admissible to an officer holding a post carrying the same pay in the Central Government as far as may be, apply to the Chief Information Commissioner and Information Commissioner, as the case may be.

CHAPTER IV

TERM OF OFFICE, SALARIES, ALLOWANCES AND OTHER TERMS AND CONDITIONS OF SERVICE OF THE STATE CHIEF INFORMATION COMMISSIONER AND STATE INFORMATION COMMISSIONERS IN THE STATE INFORMATION COMMISSION

12. Term of office.—The State Chief Information Commissioner, or State Information Commissioners, as the case may be, shall hold office for a period of three years from the date on which he enters upon his office.

13. Retirement from parent service on appointment.—The State Chief Information Commissioner or State Information Commissioners, as the case may be, who on the date of his appointment to the Commission, was in the service of the Central or a State Government, shall be deemed to have retired from such service with effect from the date of his appointment as State Chief Information Commissioner and State Information Commissioner in the State Information Commission.

14. Pay.—(1) The State Chief Information Commissioner shall receive a pay of Rs. 2,25,000 (Rupees two lakh and twenty five thousand) (fixed) per mensem.

(2) The State Information Commissioners shall receive a pay of Rs. 2,25,000 (Rupees two lakh and twenty five thousand) (fixed) per mensem.

(3) In case the State Chief Information Commissioner and State Information Commissioners, as the case may be, at the time of his appointment is, in receipt of any pension, the pay of such State Chief Information Commissioner or State Information Commissioners, as the case may be, shall be reduced by the amount of that pension including any portion of pension which was commuted and pension equivalent of other forms of retirement benefits excluding pension equivalent of retirement gratuity.

(4) In case the State Chief Information Commissioner and State Information Commissioners, as the case may be, at the time of his appointment, is in receipt of retirement benefits in respect of any previous service rendered in Corporation established by or under any Central Act or State Act or a Government company owned or controlled by the Central Government or the State Government, his salary in respect of the service as the State Chief Information Commissioner and State Information Commissioners shall be reduced by the amount of pension equivalent to the retirement benefits.

15. Dearness Allowance.—The State Chief Information Commissioner and State Information Commissioners, as the case may be, shall be entitled to draw dearness allowance at the rate admissible to an officer holding a post carrying the same pay in the State Government, as revised from time to time.

16. Leave.—(1) The State Chief Information Commissioner or State Information Commissioners, as the case may be, shall be entitled to rights of leave as per admissibility to an officer holding a post carrying the same pay in the State Government, as revised from time to time.

(2) In case of the State Chief Information Commissioner, **competent authority to sanction the level** shall be the Governor of the State and in case of the State Information Commissioners, the State Chief information Commissioner shall be the competent authority.

17. Cash Payment in lieu of unutilized Earned Leave.—The State Chief Information Commissioner or State Information Commissioners, as the case may be, shall be entitled to encashment of fifty per cent. of earned leave to his credit at the time of completion of tenure:

Provided that a State Chief Information Commissioner or State Information Commissioners, as the case may be, who had retired from the service of the Central or a State Government prior to appointment as a State Chief Information Commissioner or State Information Commissioners respectively, the aggregate period for which the encashment of unutilised earned leave shall be entitled shall be subject to a maximum period as per admissibility to an officer holding a post carrying the same pay in the Central Government or the State Government, as the case may be, as revised from time to time.

18. Medical Facilities.—The State Chief Information Commissioner or State Information Commissioners, as the case may be, shall be entitled to medical treatment and Hospital facilities as provided in the Central Government Health Scheme and at places where the Central Government Health Scheme is not in operation, the State Chief Information Commissioner and State Information Commissioners, as the case may be, shall be entitled to medical facilities as provided in the Central Service (Medical Attendance) Rules, 1944 or such medical facilities provided by the State Government to an officer holding a post carrying the same pay in the State Government, as revised from time to time.

19. Accommodation.—(1) The State Chief Information Commissioner or State Information Commissioners, as the case may be, shall be eligible subject to availability, to the use of official residence from the general pool accommodation of the type as admissible to an officer holding a post carrying the same pay in the State Government on the payment of the license fee at the rates prescribed by State Government from time to time.

(2) Where State Chief Information Commissioner or State Information Commissioners, as the case may be, is not provided with or does not avail himself of the general pool accommodation referred to in sub-rule (1), he may be paid House Rent Allowance at the rate admissible to an officer holding a post carrying the same pay in the State Government.

20. Leave Travel Concession, Travelling Allowance, Daily Allowance.—The State Chief Information Commissioner or State Information Commissioners, as the case may be, shall be entitled to leave travel concession, travelling allowance and daily allowance as admissible to an officer holding a post carrying the same pay in the State Government as far as may be, apply to the State Chief Information Commissioner or State Information Commissioners.

CHAPTER V

21. Residuary Provision.—The conditions of service of the Chief Information Commissioner or an Information Commissioner, State Chief Information Commissioner or State Information Commissioners for which no express provision has been made in these rules shall be referred in each case to the Central Government for its decisions and the decisions of the Central Government thereon shall be binding on the Chief Information Commissioner or an Information Commissioner of the Central Information Commission, State Chief Information Commissioner or State Information Commissioner of the State Information Commission.

22. Power to relax.—The Central Government shall have power to relax the provisions of any of these rules in respect of any class or category of persons.

23. Interpretation.—If any question arises relating to the Interpretation of any of the provisions of these rules, it shall be referred to the Central Government for decision.

[F. No. 1/5/2019-IR]

LOK RANJAN, Addl. Secy.

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***Kohima : Printed and published by the Directorate of Printing & Stationery, Lower Chandmari
Kohima, Nagaland (Gazette) No.24 /150/31-03-2020.***